



THE ASSAM GAZETTE

অসাধাৰণ

EXTRAORDINARY

প্ৰাপ্ত কৰ্তৃত্ব দ্বাৰা প্ৰকাশিত

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GOVERNMENT OF ASSAM

ORDERS BY THE GOVERNOR

ASSAM LEGISLATIVE ASSEMBLY SECRETARIAT : DISPUR

NOTIFICATION

The 22nd August, 2024

No. LLE.43/2024/221.- The following Bills were introduced in the House on 22nd August, 2024 along with the Statement of Objects and Reasons are to be published under Rule 71 of the Rules of Procedure and Conduct of Business in Assam Legislative Assembly for General Information.

DULAL PEGU,

Secretary,

Assam Legislative Assembly.

**THE ASSAM SCHEDULED CASTES AND SCHEDULED TRIBES
(RESERVATION OF VACANCIES IN SERVICES AND POSTS)
(AMENDMENT) BILL, 2024**

**A
BILL**

further to amend the Assam Scheduled Castes and Scheduled Tribes (Reservation of Vacancies in Services and Posts) Act, 1978.

Preamble

Whereas it is expedient further to amend the Assam Scheduled Castes and Scheduled Tribes (Reservation of Vacancies in Services and Posts) Act, 1978. hereinafter referred to as the principal Act, in the manner hereinafter appearing:

Assam
Act XII
of 1979

It is hereby enacted in the Seventy-fifth Year of the Republic of India.

Short title,
extent and
commencement

1. (1) This Act may be called the Assam Scheduled Castes and Scheduled Tribes (Reservation of Vacancies in Services and Posts) (Amendment) Act, 2024.
- (2) It shall have the like extent as the principal Act.
- (3) It shall come into force at once.

Amendment
of section 4

2. In the principal Act, in section 4, for the existing clause (b), the following shall be substituted, namely:-

“(b) Fees, if any, prescribed for any examinations for selection to any service or posts shall be exempted in the case of candidates belonging to the Scheduled Castes and Scheduled Tribes.”

STATEMENT OF OBJECTS AND REASONS

The Assam Scheduled Castes and Scheduled Tribes (Reservations of Vacancies in Services and Posts) (Amendment) Bill, 2024, is proposed to provide exemption of fees for examinations for selection to any service or posts under Govt. of Assam to be collected from Scheduled Caste and Scheduled Tribe candidates.

Henceforth, it is proposed that *"fees, if any, prescribed for any examinations for selection to any service or posts shall be exempted in case of candidates belonging to the Scheduled Castes and Scheduled Tribes"*

The Bill seeks to achieve the above objects.

HIMANTA BISWA SARMA,
Minister for Personnel Department

DULAL PEGU,
Secretary,
Assam Legislative Assembly.

FINANCIAL MEMORANDUM

The total fees collected against the applications for examinations for selection to Services and Posts under the Govt. of Assam will be impacted, since the fees payable by the candidates belonging to SC/ST categories shall not be collected after issuance of the proposed amendment.

HIMANTA BISWA SARMA,
Minister For Personnel Department

MEMORANDUM REGARDING DELEGATED LEGISLATIONS

There is no Delegation of Legislation under the proposed Bill.

HIMANTA BISWA SARMA,
Minister For Personnel Department

Statement of comparison of the proposed Amendment of "The Assam Scheduled Castes and Scheduled Tribes (Reservation of Vacancies in Services and Posts) Act, 2012"

Section	Existing Act, 2012	Proposed Amendment Bill, 2024
4 (b)	"Fees, if any, prescribed for any examinations for selection to any service or post shall be reduced to half in the case of candidates belonging to the Scheduled Castes and Scheduled Tribes."	"Fees, if any, prescribed for any examinations for selection to any service or post shall be exempted in the case of candidates belonging to the Scheduled Castes and Scheduled Tribes."

DULAL PEGU,
Secretary,
Assam Legislative Assembly.

THE ASSAM (TEMPORARILY SETTLED AREAS) TENANCY (AMENDMENT) BILL, 2024

A BILL

further to amend the Assam (Temporarily Settled Areas) Tenancy Act, 1971.

Preamble	Whereas, it is expedient further to amend the Assam (Temporarily Settled Areas) Tenancy Act, 1971, hereinafter referred to as the principal Act in the manner hereinafter appearing;	Act No. XXIII of 1971
	It is hereby enacted in the Seventy-fifth Year of the Republic of India as follows: -	
Short title, extent and commencement	1. (1) This Act may be called the Assam (Temporarily Settled Areas) Tenancy (Amendment) Act, 2024. (2) It shall have the like extent as the principal Act. (3) It shall come into force at once.	
Amendment of section 2	2. In the principal Act, in section 2, in clause (f), after the word "town-land", the following word and punctuation mark shall be inserted, namely :- " ,except the lands held by occupancy tenants, subsequently included in town lands and are in continuous possession of such lands irrespective of their present usages."	
Amendment of section 3	3. In the principal Act, in section 3, (i) in clause (6), in third line, after the word "thereto" appearing at the end, the following words shall be inserted, namely:- "and lands under continuous possession of tenants, subsequently included in town lands irrespective of their present usages." (ii) after clause (8), the following new clause (8a) shall be inserted, namely:- "(8a) "Market value" means the value of the land, if any, specified in the Indian Stamp Act, 1899 (2 of 1899) for the registration of sale deeds or agreements to sell, as the case may be, in the area, where the land is situated."	
Amendment of section 23	4. In the principal Act, after section 23, the following new section 23A shall be inserted, namely: - 23A. (1) Any occupancy tenant who are in continuous possession of such land and whose names are recorded in the records of rights of tenants as per section 55 of the Act and whose land has been subsequently included in town land irrespective of present usages of such land, if desires to acquire the ownership rights, may at any time make such application in such manner as may be prescribed to the District Commissioner and on payment of compensation as per section 24 of the Act and on such application, the District Commissioner with the prior approval of the State Government shall declare the said occupancy tenant to have the ownership rights over the land free from all encumbrances. (2) State Government shall levy such fee for conferring such ownership rights to the occupancy tenant as may be notified from time to time."	

"Acquisition of ownership rights by occupancy tenants, whose lands are subsequently included in town lands

Statement of Objects and Reasons

The Object of the Bill is to confer ownership rights to the occupancy tenants, who at one point of time personally cultivated his tenanted lands and whose lands were subsequently included in notified town lands or used the land for non-agricultural purpose. These occupancy tenants, now residing in notified town lands or having used the land for non-agricultural purposes, are not being able to obtain ownership rights on such lands as in the **Assam (Temporarily Settled Areas) Tenancy Act, 1971, land is defined as** agricultural land"and"agricultural land" means land used for agricultural purpose or purposes subservient thereto.

As a result, the tenants are also deprived of basic services such as obtaining bank loans, credit from financial institutions, land transfer etc.

In order to achieve this objective and to confer ownership rights to occupancy tenants whose lands are subsequently included in town lands, it is felt necessary to amend few sections of the Assam (Temporarily Settled Areas) Tenancy Act, 1971 by inserting few sections which firms up the land rights of the people and reinforce the vision of the State in achieving purification of land records through reduction of ambiguities.

Keeping this in mind, some amendments of the existing provisions of the Act and insertion of some new provisions have been proposed in the Bill to ensure restoring ownership rights to the occupancy tenants whose lands were subsequently included in town lands.

The Assam (Temporarily Settled Areas) Tenancy (Amendment) Bill, 2024, inter alia seeks to:

- a. include, lands held by occupancy tenants, who are in continuous possession of such lands subsequently included in town lands irrespective of their present usage as provided in Section-2(f) of the Bill.
- b. amend the definition of land, by including lands under the continuous possession of occupancy tenants, subsequently included in town lands irrespective of the present usage of such lands as provided in Section-3(6) of the Bill.
- c. define, "Market Value", as the value of land, if any, specified in the Indian Stamp Act, 1899 (2 of 1899) for the registration of sale deeds or agreements to sell, as the case may be, in the area, where the land is situated as provided in Section-3(8a) of the Bill.
- d. enable, any occupancy tenants, whose tenanted lands have been subsequently included in town lands and who are in continuous possession of such lands irrespective of the present usage of land, to apply for acquisition of the ownership rights to the District Commissioner as provided in Section-23-A of the Bill.
- e. enable the District Commissioner to confer ownership rights to occupancy tenants, whose lands are subsequently included in town lands, free from all encumbrances, with prior approval of the State Government and after determination of the compensation by the District Commissioner and subsequently paid by the tenant.
- f. enable the State Government to notify the procedure and manner for conferring ownership rights to occupancy tenants, whose lands are subsequently included in town lands.
- g. enable the State Government to levy suitable fee through a Notification, for conferring the ownership rights in town lands.

The Bill seeks to give effect to the aforesaid Objects.

JOGEN MOHAN,

Minister,

Revenue & D. M. Department,
Assam, Dispur.

DULAL PEGU,

Secretary,

Assam Legislative Assembly.

Financial Memorandum

There is no financial implication on the State Exchequer due to the proposed amendment encapsulated in this Bill. However, the provisions encapsulated in the Bill are expected to provide relief to the occupancy tenants, who are being deprived of ownership rights of their lands.

JOGEN MOHAN,
Minister,
Revenue & D. M. HAD
Mines & Minerals Department,
Assam, Dispur.

MEMORANDUM OF DELEGATED LEGISLATION

Some Clauses of the Bill authorize the Government to issue notification or to make rules in respect of matters specified there in and generally to carry out the purposes of the Act and such rules so made or notifications issued which are intended to cover matters mostly of procedural in nature are to be laid on the Table of the Legislature of the State and will be subject to any modifications made by The State Legislature.

The above provisions of the Bill regarding delegated legislation are thus of the normal type and are mainly intended to cover matters of procedure.

JOGEN MOHAN,
Minister,
Revenue & D. M. HAD
Mines & Minerals Department,
Assam, Dispur.

Comparative Statement showing existing provisions of the Assam (Temporarily Settled Areas) Tenancy Act, 1971 and the proposed provisions of the Assam (Temporarily Settled Areas) Tenancy (Amendment) Bill, 2024

Sl. No.	Existing Provisions	Proposed Provisions
1	2 (f). lands included in town land	In the principal Act, in section 2, in clause (f), after the word "town-land", the following word and punctuation mark shall be inserted, namely:- " ,except, the lands held by occupancy tenants, subsequently included in town lands and are in continuous possession of such lands irrespective of their present usages."
2	3 (6). "land" means "agricultural land" and "agricultural land" means land used for agricultural purpose or purposes subservient thereto.	In the principal Act, in section 3, (i) in clause (6), in third line, after the word "thereto" appearing at the end, the following words shall be inserted, namely:- "and lands under continuous possession of tenants, subsequently included in town lands irrespective of their present usages."
3	3(8). "money rent" in relation to rent payable in crop-share for the purpose of deposit into court and for calculation of arrear rent in respect of rent payable in crop-share is the money value of the crop deliverable by a tenant to his landlord and such money value shall be computed on the basis of the market value of that crop prevailing at the time of harvesting in the locality concerned.	(ii) after clause (8), the following new clause (8a) shall be inserted, namely:- "(8a) "Market value" means the value of the land, if any, specified in the Indian Stamp Act, 1899 (2 of 1899) for the registration of sale deeds or agreements to sell, as the case may be, in the area, where the land is situated."
4	23 . (I) Any occupancy tenant personally cultivating the land of his tenancy, desirous of acquiring the ownership rights of his landlord may at any time make an application in writing to the Deputy Commissioner and on such application being made and Compensation as provided in Section 25 is determined and paid by the occupancy tenant, the Deputy Commissioner shall declare the said occupancy tenant to have acquired the ownership rights free from all encumbrances. (II) Any under-tenant, as defined in The Assam (Temporarily Settled Districts) Tenancy Act, 1935, cultivating the holding of an occupancy tenant or non-occupancy tenant from a date prior to commencement of this Act, desirous of acquiring the intermediary rights of his landlord and the ownership rights of the land-owner of his holding, may at any time make an application in writing to the Deputy	In the principal Act, after section 23, the following new section 23A shall be inserted, namely: - "Acquisition of ownership rights by occupancy tenants, whose lands are subsequently included in town lands. 23A. (1) Any occupancy tenant who are in continuous possession of such land and whose names are recorded in the records of rights of tenants as per section 55 of the Act and whose land has been subsequently included in town land irrespective of present usages of such land, if desires to acquire the ownership rights, may at any time make such application in such manner as may be prescribed to the District Commissioner and on payment of compensation as per section 24 of the Act and on such application, the District Commissioner with the prior

	Commissioner, and on such application being made and compensation as provided in Section 24 is determined and paid by the under-tenant, the Deputy Commissioner shall declare the said under-tenant to have acquired the intermediary rights of his land-lord and the ownership rights of his holding free from all encumbrances.	approval of the State Government shall declare the said occupancy tenant to have the ownership rights over the land free from all encumbrances. (2) State Government shall levy such fee for conferring such ownership rights to the occupancy tenant as may be notified from time to time."
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DULAL PEGU,
Secretary,
Assam Legislative Assembly.

THE ASSAM LAND AND REVENUE RESERVATION (AMENDMENT) BILL, 2024

A BILL

further to amend the Assam Land and Revenue Regulation, 1886.

Preamble

Whereas, it is expedient further to amend the Assam Land and Revenue Regulation, 1886, hereinafter referred to as the principal Regulation, in the manner hereinafter appearing;

It is hereby enacted in the Seventy-fifth Year of the Republic of India as follows:-

Short title, extent and commencement

1. (1) This Act may be called the Assam Land and Revenue Regulation (Amendment), Act, 2024.
- (2) It shall have the like extent as the principal Regulation.
- (3) It shall come into force on such date as may be notified by the State Government.

Amendment of section 3

2. In the principal Regulation, in section 3, after clause (n), the following new clauses (o) and (p) shall be inserted namely:-

“(o) “Village” means, subject to any general or special orders of the State Government, the Area surveyed and recorded in any survey made by or under the authority of the Government as a distinct and separate village.

“(p) “Grant” means any land which is for the time being entered in the Register of Grants maintained by the District Commissioner as a separate grant.”

Insertion of section 28A

3. In the principal Regulation, after section 28, the following new section 28A shall be inserted, namely:-

“Declaration of any
specified area as town
land”

- 28A. (1) Any specified area where substantial agricultural activities have ceased and is not a town land, the State Government may at any time declare such land as town land by notification published in the Official Gazette for the purpose of this Regulation.
- (2) Prior to notification under sub-section (1), a copy of the draft notification inviting objections and suggestions shall be published in such places within the concerned area and elsewhere as the State Government may by general or special order direct.

- (3) Any person affected by such declaration, may within six weeks from the date of publication of the notification, submit any objection in writing to the State Government through the District Commissioner and the State Government shall take the objections into consideration.
- (4) After considering all the objections received under sub-section (3), the State Government shall publish the final notification, declaring the area or any part thereof to be town land for the purpose of this Regulation."

Amendment of
section 68

4. In the principal Regulation, in section 68, for sub-section (1), the following shall be substituted, namely:-

“(1) When an arrear has accrued on land, additional charge by way of penalty may be levied by the State Government in the rate as may be prescribed.”

Repeal and
savings

5. (1) The Assam Land Revenue Re-Assessment Act, 1936 and the Assam Assessment of Revenue Free Waste Land Grants Act, 1948 are hereby repealed.
- (2) Notwithstanding such repeal – anything done, any action taken, order made, or other acts, and things done by any officer acting or purporting to act under these Acts shall be deemed to have been validly done or taken under the repealed Acts.

Act VIII of 1936
Assam
Act XXIV of 1948

Statement of Objects and Reasons

In a chronological account of assessment of land revenue, first mention may be made to the Assam Resettlement Manual which prescribed the 'Soil Unit System' for assessment of revenue of rural lands. The assessment of residential and trade sites in town area are related to their annual value as defined in Section 17,18 and 19 of the Assam Land Revenue Reassessment Act, 1936. Several amendments were made to the Assam Land Revenue Reassessment Act, 1936, in 1957, in 1990 and in 1997 to accommodate the assessment of land revenue for tea lands, tea groups, commercial sites, industrial sites etc. The Assam Land and Revenue Regulation (Amendment) Rules, 1998 introduced revision of rates without conducting resettlement operation.

Under the Assam Assessment of Revenue Free Waste Land Grants Act, 1948, all the Revenue Free Waste Land Grants in Assam were made subject to assessment of revenue. The term of assessment of revenue was made consistent and concurrent with the period of settlement for other lands in the area in which the grant is situated. After enactment of this Act, all the Grant Holders/Lease Holders attained the status of Land Holder under Section 8 of the Assam Land and Revenue Regulation, 1886 thus having permanent, heritable and transferable right over the tea land.

Assessment of tea lands is not based on the formula of 'Soil Unit System'. Tea is treated as 'Special Cultivation' and hence it attracts higher assessment in comparison to the rate fixed for 'Ordinary Cultivation'. The 1997 amendment of the Assam Land Revenue Reassessment Act, 1936 prescribed enhancement of the rate of land revenue on tea land to a maximum of 30 times the existing land revenue in case of other lands in rural areas.

Thus, the afore-mentioned Acts, rules and executive instructions were amended several times to incorporate the evolving necessity of assessment of land revenue in tune with conditions of the day, to factor in the discontinuation of granting land free of revenue, assessment of land revenue outside the currency of resettlement operation etc.

In view of simplifying and consolidating a framework for assessment and revision of land revenue, it is proposed to introduce the Assam Land and Revenue Regulation (Amendment) Bill, 2024 for enabling linking of land revenue with zonal valuation by incorporating appropriate provisions in the Rules of Assam Land and Revenue Regulation, 1886 and by repealing the Assam Land Revenue Reassessment Act, 1936 (as amended) and the Assam Assessment of Revenue Free Waste Land Grants Act, 1948.

Zonal valuation is the sole parameter upon which most land related fees and premiums are determined. A large proportion of revenue collection in the state is dependent upon zonal valuation of land – i.e. revenue generated from stamp duty and registration fees, premium on conversion of land, settlement of land and reclassification of land etc. While arriving at the zonal value of the land, for agricultural lands, the classification as per usage, value of adjacent land in the vicinity, average annual yield, nature of crops on the land, nearness to road, market, transport facilities, facilities for irrigation etc. considered. In case of house sites, the general value of house sites in the locality, nearness to road, market, availability of civic amenities, developmental activities etc. are considered.

JOGEN MOHAN,

Minister,

Revenue & D. M. Department,
Assam, Dispur.

DULAL PEGU,

Secretary,

Assam Legislative Assembly.

Financial Memorandum

There is no financial implication on the State Exchequer due to proposed amendment encapsulated in this Bill. However, the proposed amendment of the Bill will augment the land revenue.

JOGEN MOHAN,
Minister,
Revenue & D. M. Department,
Assam, Dispur.

MEMORANDUM OF DELEGATED LEGISLATION

Some Clauses of the Bill authorize the Government to issue notification or to make rules in respect of matters specified therein and generally to carry out the purposes of the Act and such rules so made or notifications issued which are intended to cover matters mostly of procedural in nature are to be laid on the Table of the Legislature of the State and will be subject to any modifications made by The State Legislature.

The above provisions of the Bill regarding delegated legislation are thus of normal type and are mainly intended to cover matters of procedure.

JOGEN MOHAN,
Minister,
Revenue & D. M. Department,
Assam, Dispur.

Comparative Statement showing the existing provisions of the Assam Land and Revenue Regulation, 1886 and The Assam Land and Revenue Regulation (Amendment) Bill, 2024

Existing provisions	Proposed amendment
<u>The Assam Land and Revenue Regulation, 1886.</u>	<u>Amendment of section 3</u>
Sec 28: All land shall be deemed liable to be assessed to revenue, except exemptions provided in this section.	2. In the principal Regulation, in section 3, after clause (n), the following new clauses (o) and (p) shall be inserted namely:-
Sec 29: The State Government may make rules prescribing the principles on which the land revenue is to be assessed, the term for which, and the conditions on which; settlement are to be made, and the manner in which the Settlement officer is to report for sanction his rates and method of assessment.	(o) "Village" means, subject to any general or special orders of the State Government, the Area surveyed and recorded in any survey made by or under the authority of the Government as a distinct and separate village.
Sec 34: When a settlement has been accepted, the revenue fixed hereby and no more shall be payable from such date and for such term, as the State Government may fix in this behalf:	(p) "Grant" means any land which is for the time being entered in the Register of Revenue Free Estates of the District Commissioner as a separate grant."
<u>The Assam Land and Revenue Regulation (Amendment) Act, 1997</u>	-
-	<u>Insertion of section 28A</u>
Amendment of Sec 28: New proviso inserted as – "Provided further that notwithstanding anything contained in any law for the time being in force or in any lease, grant, settlement, transfer, allotment, acquisition, agreement or contract, the State Government may assess revenue on all or any land held by any individual, organization, company, association, society, authority, public undertaking or anybody whether corporate or not, whether Government or semi Government and whether under the Central or State Government by way of transfer, allotment, acquisition and used by such individual, organization, company, association, society, authority, public undertaking or body for trade, commerce, industries or any other purposes.	3. In the principal Regulation, after section 28, the following new section 28A shall be inserted, namely:- <u>"Declaration of any 28A. specified area as town land"</u>
Insertion of Sec 34 A:	1) Any specified area where substantial agricultural activities have ceased and is not a town land, the State Government may at any time declare such land as town land by notification published in the Official Gazette for the purpose of this Regulation.
Notwithstanding anything contained in the Assam Land and Revenue Regulation, 1886 and the rules framed thereunder or in any other law for the time being in force the	(2) Prior to notification under sub-section (1), a copy of the draft notification inviting objections and suggestions shall be published in such places within the concerned area and elsewhere as the State Government may by general or

<p>State Government may, on its own motion or otherwise, for reasons to be recorded in writing, at any time, order revision of rates of revenue for a local area or class of estates, both for town and areas other than town land as per rules to be prescribed.</p>	<p>special order direct.</p> <p>(3) Any person affected by such declaration, may within six weeks from the date of publication of the notification, submit any objection in writing to the State Government through the District Commissioner and the State Government shall take the objections into consideration.</p> <p>(4) After considering all the objections received under sub-section (3), the State Government shall publish the final notification, declaring the area or any part thereof to be town land for the purpose of this Regulation."</p>
<p>Sec 68:</p> <p>Penalty leviable on arrears and notice of demand- (1) when an arrear has accrued, an additional charge by way of penalty not exceeding one rupee may be levied.</p>	<p><u>Amendment of section 68</u></p> <p>4. In the principal Regulation, in section 68, for sub-section (1), the following shall be substituted, namely:-</p> <p>"(1) When an arrear has accrued on land, additional charge by way of penalty may be levied by the State Government in the rate as may be prescribed."</p>
<p><u>The Assam Land Revenue Re-Assessment Act, 1936</u></p> <p>Sec 1 – 26:</p> <p>An Act to regulate re- assessment of Land Revenue in Assam whereby the process of revising the assessment of the land revenue in Assam was brought under closer regulation by statute.</p> <p><u>The Assam Land Revenue Re-Assessment Act (Amendment), 1957</u></p> <p>Amendment of six sections of the Assam Land Revenue Re-Assessment Act, 1936:</p> <p>Amendment of Sec 2 (ins of Town land), Sec 11,12,13,20,26.</p> <p><u>The Assam Land Revenue Re-Assessment Act (Amendment), 1990</u></p> <p>Sec 1 – 12:</p> <p>New changes inserted in Sec 2 of the principal Act, viz. definition of tea lands, tea groups, industrial lands, deletion of Sec 6</p>	<p>Repeal and Savings</p> <p>5.(1) The Assam Land Revenue Re-Assessment Act, 1936 and the Assam Assessment of Revenue Free Waste Land Grants Act 1948 are repealed.</p> <p>(2) Notwithstanding such repeal – anything done, any action taken, order made, or other acts, and things done by any officer acting or purporting to act under these Acts shall be deemed to have been validly done or taken under the repealed Acts.</p>

<p>i.e. requirement of forecast report, insertion of 11 A for higher rates of revenue in tea land.</p> <p><u>The Assam Land Revenue Re-Assessment Act (Amendment), 1997</u></p> <p>Sec 1 – 9 Insertion of Sec 3 A for declaration of any specified area as trade site, commercial site, industrial site or residential site, revision of rates of revenue, insertion of commercial site, revision of rates of revenue in town lands every 5 years, special provision in respect of industrial site, minimum rate of revenue for agricultural land in rural areas.</p> <p><u>"The Assam Assessment of Revenue Free Waste Land Grants Act, 1948"</u></p> <p>Sec 1 – 10: To provide for assessment of the Revenue Free Waste Land Grants in Assam</p>	
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DULAL PEGU,
Secretary,
Assam Legislative Assembly.

THE ASSAM SKILL UNIVERSITY (AMENDMENT) BILL, 2024**A****BILL**

further to amend the Assam Skill University Act, 2020.

Preamble

Whereas it is expedient to amend the Assam Skill University Act, 2020, hereinafter referred to as the principal Act, in the manner hereinafter appearing;

Assam
Act No. IX
of 2020

It is hereby enacted in the Seventy-fifth Year of the Republic of India, as follows :—

Short title and commencement

1. (1) This Act may be called the Assam Skill University (Amendment) Act, 2024.
- (2) It shall have the like extent as the principal Act.
- (3) It shall come into force at once.

Amendment of section 11

2. In the principal Act, in section 11, in clause (a), in third line, for the word “three” appearing in between the words “exceeding” and “years”, the word “five” shall be substituted.

Repeal and saving

3. (1) The Assam Skill University (Amendment) Ordinance, 2024 is hereby repealed.
- (2) Notwithstanding such repeal, anything done or any action taken under the Ordinance, so repealed shall be deemed to have been done or taken under the corresponding provisions of the principal Act as amended by this Act.

Ordinance
No. VI .of
2024

STATEMENT OF OBJECTS & REASONS

The Assam Skill University is proposed to be completed by 2025 and without the current Vice Chancellor's contribution; brainstorming, meticulous methods & efforts, the steadfast progress of flow of works so far of the University inter-alia civil works, inclusion of manpower, creation of permanent posts etc would not have been possible. After setting up of the University, another year shall be atleast required for further upkeep and maintaining the runway of the University. Accordingly, the Hon'ble Cabinet approved amendment of Section 11(a) of The Assam Skill University Act, 2020 on 27.06.2024 for extending the services of the first Vice Chancellor for two more years from originally ordained three years by way of promulgation of an Ordinance namely "The Assam Skill University (Amendment) Ordinance, 2024" . Subsequently, post obtaining approval of the Cabinet, the ordinance was notified in the Assam Gazette on 04.07.2024. The Bill namely "The Assam Skill University (Amendment) Bill, 2024" is proposed to be placed before the House in the forthcoming Autumn Session of Assam Legislative Assembly with a view to transcending the barriers of State-of-the-Art skill education in the State of Assam through Assam Skill University, for which extension of tenure of services of first Vice-Chancellor is necessary due to his sea of experience in administrative and academic matters and the vital role played in setting up of the University since its inception.

The Bill aims to achieve the above objects

JAYANTA MALLA BARUAH,

MINISTER FOR SKILL, EMPLOYMENT & ENTREPRENEURSHIP DEPARTMENT

DULAL PEGU,

Secretary,
Assam Legislative Assembly.

FINANCIAL MEMORANDUM

There will be no financial implication.

MEMORANDUM REGARDING DELEGATED LEGISLATION

Clause 2 of the Bill seeks to amend Clause (a) of Section 11 of Assam Skill University, Act, 2020. The amendment proposed by this clause empowers extension of tenure of the first Vice-Chancellor to five years from originally ordained three years.

JAYANTA MALLA BARUAH,

MINISTER FOR SKILL, EMPLOYMENT & ENTREPRENEURSHIP DEPARTMENT

ASSAM VETERINARY AND FISHERY UNIVERSITY BILL, 2024**A****BILL**

Preamble to provide for the establishment of Assam Veterinary and Fishery University in the State of Assam and for matters connected therewith and incidental thereto.

WHEREAS, it is desirable to establish a University exclusively for the development of veterinary, animal, fisheries and allied sciences and for furtherance of learning and prosecution of research and for technology transfer in veterinary, animal, fisheries and allied sciences and matters connected therewith and incidental thereto.

It is hereby enacted in the Seventy-fifth year of the Republic of India as follows :-

- | | |
|---|---|
| Short title,
extent and
commencement | <p>1. (1) This Act may be called the Assam Veterinary and Fishery University Act, 2024.</p> <p>(2) It extends to the whole of the State of Assam.</p> <p>(3) It shall come into force at once.</p> |
| Definitions | <p>2. In this Act, unless the context otherwise requires,</p> <p>(a) "Academic Council" means the Academic Council of the University established under section 27;</p> <p>(b) "animal or livestock", means all domesticated mammals, birds, fishes, wildlife, captive and zoo animals, reptiles and amphibians and all other animal forms;</p> <p>(c) "Board" means the Board of Management of the University as constituted under in section 24;</p> <p>(d) "college" means any college or institution established or maintained by or affiliated to the University for providing courses of study or training or providing for pursuance of research or providing extension education in veterinary, animals, fisheries and allied sciences;</p> <p>(e) "constituent college" means a College, specified in Schedule I and is under the direct management of the University;</p> <p>(f) "Dean" means the Dean of each Faculty;</p> <p>(g) "extension education" means the educational activities concerned with training of farmers and home makers, and other groups serving veterinary, animal, fishery and dairy sciences including dissemination of application of results of research and various phases of scientific technology related to animal, fishery and dairy production and marketing.</p> <p>(h) "Faculty" means Faculty of the University;</p> <p>(i) "Government" means the Government of the State of Assam;</p> <p>(j) "hostel" means a unit of residence for students of the University maintained or recognized by the University either as a part or separate from a college or institution;</p> |

- (k) "Officer" means an officer of the University as specified in section 22 of this Act or other persons in the employment of the University designated as officers by the Statutes;
- (l) "prescribed" means prescribed by the Statutes and Regulations and Rules made under this Act;
- (m) "Regulations" and "Statutes" "Rules" means the regulations and statutes respectively made under this Act;
- (n) "Schedule" means Schedule appended to this Act;
- (o) "student of the university" means a person enrolled in the University for taking a course of study for a degree, diploma, certificate or other academic distinction duly instituted;
- (p) "teacher" means Professors, Associate Professors or Assistant Professors and such other person appointed or recognized by the University for the purpose of imparting instructions and/or conducting and guiding research and/or extension programmes and may include any other person who may be declared by the statute to be a teacher;
- (q) "University" means the Assam Veterinary and Fishery University;
- (r) "Veterinary and Fisheries Sciences" means,
- (i) the science and technology of diagnosis, treatment and control of diseases of animals and fishes and other aquatic animals and includes basic veterinary and fishery sciences,
 - (ii) Animal husbandry, meat, dairying and fisheries management technology including biotechnology, advanced sciences and practices relating thereto,
 - (iii) Allied Sciences that are relevant to and supportive to veterinary, animal husbandry, dairy and fishery sectors.
- Legal Entity of the University 3. (1) The Chancellor, the Vice Chancellor, and the Academic Council so long as they continue to hold such office or membership shall constitute a body corporate by the name "The Assam Veterinary and Fishery University."
- (2) The University shall be a body corporate having perpetual succession and a common seal and shall sue and be sued by the said name.
- (3) The headquarter of the University shall be located at Khanapara, Guwahati.
- (4) The University shall be competent to acquire and hold property both movable and immovable, to lease, sell or otherwise transfer any movable or immovable property which may have become vested in or have been acquired by it for the purpose of the University.
- Objects of the University 4. The University shall have the following objects, namely:-
- (a) to impart education in different branches of Veterinary, animal, dairy, fishery and allied sciences as the University may determine.

- (b) to further the advancement of learning and pursuance of research in veterinary, animal, fisheries and allied sciences.
- (c) to undertake the extension of such sciences to the rural farming people in co-operation with the concerned Government Departments, Non-Government Organizations (NGOs) and such other body or bodies as the University may determine from time to time.
- (d) to collaborate with national and international institutions for advancement of technology and education in veterinary, animal and fishery sciences, research and extension including teachers and students exchange programmes, dual degree programmes etc.
- (e) to open Diploma and Certificate courses in the identified fields as and when needed.
- Powers and Functions of the University
5. The University shall have the following powers and functions, namely:-
- (a) to provide instructions, training and research in veterinary, animal, dairy, fishery and allied sciences;
- (b) to provide for dissemination of the findings of research and technical information through extension education;
- (c) to institute degrees, diplomas and other academic distinctions in veterinary, animal, dairy, fishery and allied sciences;
- (d) to hold examinations and to confer degrees, diplomas and other academic distinctions on persons who have-
- (i) pursued a prescribed course of study; or
- (ii) carried out research in the University under the conditions as prescribed in the statutes;
- (e) to confer honorary degrees or order distinctions in the manner and under conditions prescribed by the statutes;
- (f) to provide for lectures, instructions and consultancy for field workers, livestock farmers and other persons not enrolled as regular students of the University and to issue certificates to them, if necessary;
- (g) to co-operate with other universities and authorities in such manner and for such purposes as it may determine;
- (h) to establish and maintain colleges and institutions relating to veterinary, animal, dairy, fishery and allied sciences;
- (i) to affiliate colleges to the University under such conditions as may be prescribed and to withdraw affiliation to colleges;
- (j) to establish and maintain laboratories, libraries, research stations and museums for teaching, research and extension education purposes.
- (k) to institute teaching, research and extension education posts and to appoint persons to such posts;
- (l) to create administrative and other posts and to appoint persons to such posts;
- (m) to institute and award fellowships, scholarship, studentships, traineeship, bursaries, medals and prizes in accordance with the statutes;
- (n) to establish and maintain hostels, to recognize hostels not maintained by the University and to withdraw recognition there from;

- (o) to establish and maintain residential accommodation for the employees of the University;
- (p) to fix, demand and receive such fees and other charges as may be prescribed;
- (q) to supervise and control hostels and to regulate and enforce discipline among the students of the University and to make arrangements for promoting their health and welfare;
- (r) to provide guidance and technical support to concerned Government department(s) to promote veterinary, animal husbandry, dairying, fisheries sectors and any allied sector(s) as may be determined, and to preserve and upgrade environment, wildlife and zoo animals in the state; and
- (s) to do all such acts and things whether incidental to the powers mentioned above or as may be necessary or desirable to further the objects of the University.
- Jurisdiction** 6. With respect to teaching, research and extension education programmes in the field of veterinary, animal, dairy, fishery and allied sciences the jurisdiction and responsibility of the University shall extend to the entire State of Assam.
- University to be open to all** 7. (1) The University shall be open to all persons or either sex, and whatever creed, caste or class. It shall not be lawful for the University to adopt or impose on any person any test whatsoever of religious belief or profession to entitle him to be admitted to it as a teacher or as a student or to hold any office therein, or to graduate or to enjoy or exercise any particular benefaction accepted by the University, where such test is made a condition thereof by any testamentary or other instrument creating such benefaction.
- (2) Subject to the above provisions, the State Government may direct that the University shall reserve Colleges seats for Scheduled Castes, Scheduled Tribes and other Backward Classes, physically handicapped as defined in persons with Disabilities (equal opportunities, protection of Rights and full participation) Act 1995 of the state or candidates from other state Government.
- Officers of the University** 8. The following shall be the officers of the University, namely:-
- (1) The Chancellor;
 - (2) The Vice-Chancellor;
 - (3) The Registrar;
 - (4) The Controller of Examination;
 - (5) The Deans of Faculties;
 - (6) The Associate Deans of Colleges;
 - (7) The Director of Research;
 - (8) The Director of Post Graduate Studies;
 - (9) The Librarian;
 - (10) Director Extension Education;
 - (11) Director Students Welfare;
 - (12) Director Physical Plant;
 - (13) The Financial Officer;

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- (14) Such other persons in the service of the University as may be declared by the statutes to be the officers of the University.
- The Chancellor 9. (1) The Governor of the state of Assam by virtue of his office shall be the Chancellor of the University;
- (2) The Chancellor shall be the head of the University and shall when present, preside at any convocation of the University and confer degrees, diplomas or other academic distinctions upon persons entitled to receive;
- Powers of the Chancellor 10. (1) The Chancellor shall have the power to cause an inspection, by himself or by such person or persons as he may direct, the properties of the University, its buildings, laboratories and equipment and Colleges or Institutions or Centres maintained by the University and also of the examinations, teaching and other works conducted or done by the University and to cause an enquiry to be made in like manner in respect of any matter connected with the University.
- (2) The Chancellor may of his own motion or on application call for and examine the record of any other officer or authority of the University in respect of any proceeding to satisfy himself as to the regularity or propriety of any decision taken or order made therein if in any case, it appears to the Chancellor that any such decision should be modified, annulled, reversed or remitted for reconsideration, he may pass orders accordingly:
- Provided that every application to the Chancellor for exercise of the powers under this section shall be preferred within three months from the date on which the proceeding, decision or order to which the application relates was communicated to the applicant:
- Provided further that no order prejudicial to any person shall be passed unless such person has been given an opportunity of making his representation.
- (3) The Chancellor shall have the right under extraordinary circumstances like unprecedented disturbance in the university due to strike, desire of the Board of management for specific enquiry etc., to cause an inspection to be made by such person as he may direct, of the University, its buildings, laboratories, libraries, farms, museums, workshops and equipment and any institution, college or hostel maintained or administered by the University, of the teaching and other works conducted by the University or under its auspices and of the conduct of any other functions including all matters connected with the administration and finance of the University;
- (4) The Chancellor shall, in every case, give due notice to the University of his intention to cause an inspection or inquiry to be made and the University shall be entitled to appoint a representative who shall have the right to be present and be heard at such inspection or inquiry;
- (5) The Chancellor shall communicate to the University the views of the State Government with reference to

the results of such inspection or inquiry and may after ascertaining the opinion thereon of the University, advise the University upon the action to be taken and fix a time limit for taking such actions;

- (6) The University shall within the time limit so fixed, report to the Chancellor the action which has been taken or is proposed to be taken on the advice so rendered;
- (7) The Chancellor may, where action has not been taken by the University to the satisfaction of the Chancellor within the time limit fixed and after considering any explanation furnished or representation made by the University, issue such directions as the Chancellor may think fit and the University shall comply with such directions;
- (8) Notwithstanding anything contained in the preceding sub-sections of this section if at any time the Chancellor is of the opinion that in any manner the affairs of the University are not managed in furtherance of the objects of the University, or in accordance with the provision of this Act, and the statutory regulations or the special measures desirable to maintain the standards of University teaching, examination, research or extension he may indicate to the University any matter in regard to which he desires an explanation, and call upon the University to offer such explanations within such time as may be specified by the Chancellor.

If the University fails to offer any explanation within the time specified or offers an explanation which, in the opinion of the chancellor, is unsatisfactory, the Chancellor may issue such instruction as appeared to him to be necessary and desirable in the circumstances of the case, and may exercise such powers as may be necessary for giving effect to these instructions.

- (9) The University shall furnish such information relating to the administration of the University as the Chancellor may require.

The Vice-
Chancellor

11. (1) Appointment of the Vice-Chancellor shall be made by the Chancellor from out of a panel of three names of eminent persons in the field of veterinary and animal, dairy and fishery science as recommended by the Committee referred to in sub-section (2) and such panel shall not contain the name of any member of the said Committee,
- (2) State Government shall constitute the Committee under sub-section (1) which shall consists of three persons, one to be nominated by the Government, one by the Board and one by the Director General of, Indian Council of Agricultural Research.
- (3) The Committee shall submit to the State Government a panel of three persons who are eminent academicians in alphabetical order and shall forward the panel to the Chancellor who shall keeping in the view of merit, equality and social justice appoint one person from the panel as the Vice Chancellor.
- (4) The Vice-Chancellor shall be a fulltime officer of the

University who shall hold office for a period of five years and shall be eligible for reappointment for a further term:

Provided that no person shall hold the office of the Vice-Chancellor for more than ten years in aggregate:

Provided further that –

- (a) the Chancellor may direct that a Vice-Chancellor, whose term of office has expired shall continue in office for such period not exceeding a total period of two years as may be specified in the direction;
- (b) In case a Vice-Chancellor submits his resignation, the resultant vacancy shall be filled up according to the laid down procedures under sub-section (1) and (2) within a period not exceeding six months from the date of acceptance of the resignation of the Vice-Chancellor by the Chancellor:

Provided also that a person appointed as Vice-Chancellor shall retire from office if, during the term of his office or any extension thereof until attains the age of 70 years.

- (5) During the temporary absence of the Vice-Chancellor or if the Vice-Chancellor is, by reason of illness, absence or for any other reason, the senior most of the Deans of the Faculties shall exercise the powers and perform the duties of the Vice-Chancellor to be in rule and shall the power and shall be entitled to all the privileges of the Vice Chancellor and to such emoluments and allowances as may be prescribed in the statutes.
- (6) The Vice-Chancellor shall receive such emoluments as may be determined by the Chancellor and other terms and conditions of his service shall be as may be prescribed in rules which may be revised from time to time.

Powers and
duties of the
Vice-
Chancellor

- 12. (1) The Vice-Chancellor shall be the principal executive and academic officer of the University and shall in the absence of the Chancellor preside at any convocation of the University and confer degrees, diploma or other academic distinctions upon persons entitled to receive them. He shall be a member and ex-officio Chairman of the Board, the Academic Council and the Finance Committee and shall be entitled to be present at and to address, any meeting of any authority of the University but shall not be entitled to vote thereat, unless he is a member of the authority concerned.
- (2) The Vice-Chancellor shall exercise control over the affairs of the University and shall be responsible for the due maintenance of the discipline in the University.
- (3) The Vice-Chancellor shall convene meetings of the Board and the Academic Council.
- (4) The Vice-Chancellor shall ensure that the provisions of this Act, the statutes and regulations are observed and carried out and he may exercise all powers

necessary for this purpose:

- (5) The Vice-Chancellor shall have power to take action on any matter and shall, by order take such action as he may deem necessary but shall, as soon as may be, thereafter report the action taken to the officer or authority or body who or which would have ordinarily dealt with the matter:

Provided that no such order shall be passed unless the person likely to be affected has been given a reasonable opportunity of being heard.

- (6) Any person aggrieved by any order of the Vice-Chancellor under sub-section (5) may prefer an appeal to the Board within thirty days from the date on which such order is communicated to him and the Vice-Chancellor shall give effect to the order passed by the Board on such appeal;
- (7) The Vice-Chancellor shall be responsible for the co-ordination and integration of teaching, research and extension education and curriculum development of the University;
- (8) The Vice Chancellor shall be responsible to give effect to any order of the Board of Management regarding the appointment, dismissal or suspension of an Official or a teacher of the University or regarding the recognition of any such teacher.
- (9) The Vice-Chancellor shall exercise such other powers and perform such other duties as may be prescribed by the Statutes and Ordinances.

Extra ordinary
power of the
first Vice-
Chancellor

13. The first Vice Chancellor may be appointed by the Chancellor on the recommendation of a search committee by the Government.

- (1) The first Vice-Chancellor in the 1st year of his office from the date of appointment or for a period as may be determined by the Chancellor shall have following extraordinary powers:-

- (a) Subject to the approval of the Chancellor to make the first statutes to provide for functioning of the University;
- (b) With the previous approval of the Chancellor to constitute provisional authorities and bodies and on their recommendation make rules for the conduct of work of the University;
- (c) Subject to the control of the Chancellor to make such financial arrangement and to incur such expenditure as may be necessary to enable this act or any part thereof to be brought into operation;
- (d) With the sanction of the Chancellor to make such appointments as may be necessary to enable this Act or any part thereof to be brought into operation;
- (e) With the previous sanction of the Chancellor to appoint committees that he may think necessary for discharging such of the functions as he may direct;
- (f) Generally to exercise all or any of the power

conferred on the Board by this Act or the Statutes;

- (2) Any order passed by the Vice-Chancellor in exercise of the powers conferred on him by clauses (b), (d) and (e) of sub-section (1) shall continue to have effect after the expiry of the period specified thereunder until it is modified or set aside by the authority or body competent to deal with it in accordance with provisions of this Act.

- The Registrar 14. (1) The Registrar shall be a whole time salaried officer of the University and shall be appointed by the Vice-Chancellor with the approval of the Board for such terms and conditions as may be prescribed;
- (2) The Registrar shall be an academician in the field of veterinary, animal, dairy and fisheries not lower in rank than of a Professor; or otherwise shall be decided by Government as deemed fit from time to time.
- (3) The Registrar shall hold office for a period of five years and shall be eligible for re-appointment for a further period of five years:
- Provided that a person appointed as Registrar shall retire from office during the term of his office, if he attains the prescribed age of superannuation;
- (4) The Registrar shall be the ex-officio Member Secretary to the Board and the Academic Council;
- (5) When any temporary vacancy occurs in the office of the Registrar or when the Registrar is, by reason of illness, or for other reason, in his absence the powers, functions and duties of the office of the Registrar shall be exercised, performed and discharged by such person as the Vice-Chancellor may appoint for the purpose:
- Provided that such person fulfils the requirements under sub-section (2) of section 14 of this Act.
- (6) The Registrar shall be the Ex-officio Secretary of the Court Board of Management, Constitution Committee all communications, in general to be addressed to on behalf of the University shall be in the name of the Registrar.

- Powers and functions of the Registrar 15. The Power and duty of the Registrar shall be the following, namely:-
- (1) to manage the property (both movable and immovable) and investments of the University including trust;
- (2) to manage endowed property in accordance with the decision of the Finance Committee and the Board;
- (3) to sign and verify all appointments, contracts and agreements made on behalf of the university and to act as secretary such other committees as may be prescribed by the statutes;
- (4) to be custodian of records the common seal and such other properties of the University as the Board shall commit to his charge;
- (5) to represent the University in any Court of Law sign and verify all pleadings, suits and other legal proceedings by or against the University, and all processes in such suits and proceedings shall be issued to and served on the Registrar;

- (6) to issue all notices convening meetings of the Board of Academic Council and the Board of Examinations, and;
- (7) to exercise such power and perform such other functions and discharge such other duties as may be prescribed by the Board or the Vice-Chancellor.
- Controller of Examination 16. (1) The Controller of Examination shall be a full-time salaried officer of the University and shall be appointed by the Vice Chancellor on a full-time basis in such terms and conditions as may be prescribed in the Statute;
- (2) It shall be the duty of the Controller of Examination to hold various examinations of the University and its constituent and affiliated Colleges;
- (3) The Controller of Examinations shall be the authority to hold examinations and to ensure that the results are declared in time.
- The Deans 17. (1) Each Faculty shall have a Dean, who shall be a whole time salaried officer of the University, appointed by the Vice-Chancellor with the approval of the Board on such terms and conditions as may be prescribed in the statute.
- (2) He shall act as the Chairman of the Faculty, and shall act as the administrative head of all the college and institutions under a Faculty.
- (3) He shall be the Chairman of the Board of Studies of the Faculty.
- (4) He shall also carry out such powers and functions as may be prescribed in the statute and he shall also shoulder the responsibilities of the Associate Dean of the college where he is stationed, and shall act as the Campus Director.
- Associate Dean of colleges 18. (1) Each college under a Faculty shall have an Associate Dean, who shall be a whole time salaried officer of the University, appointed by the Vice-Chancellor with the approval of the Board on such terms and conditions as may be prescribed in the statute.
- (2) The Associate Dean shall exercise such powers and perform such duties as may be prescribed in the statute and ordinances.
- The Directors and Associate Directors 19. (1) The Director of Research, the Director of Extension Education, the Director of Post Graduate Studies, the Director of Students' Welfare, The Director of Physical Plant and the Associate Directors shall be the whole time salaried officers of the University and shall be approved by the Vice-Chancellor with the approval of the Board and such other a terms of three years.
- (2) The condition of service of all the Directors as mentioned above shall be such as may be prescribed in the statute.
- (3) The Director of Research, the Director of Extension Education, the -Director of Students' Welfare, The Director of Physical Plant and the Associate Directors shall exercise such powers and perform such duties as may be prescribed.
- Directorate of Research 20. (1) The University shall establish Directorate of Research. The research stations of the University shall be under

the control of the Directorate and shall function in such manner and perform such duties as may be prescribed in the statute.

- (2) The University shall, according to the need establish or reorganize experimental stations for research, both fundamental and applied, at suitable places under the jurisdiction of the University.
- (3) The University may, at any time close down, curtail or expand either permanently or temporarily any of the research stations of the University as it may consider appropriate.

Librarian

21. (1) The University Librarian shall be a whole time salaried officer of the University and shall be appointed by the Vice-Chancellor with the approval of the Board on such terms and conditions as may be prescribed in the statutes.
- (2) The University Librarian shall exercise such powers and perform such duties as may be prescribed in the statutes.

The Finance Officer

22. (1) The Finance Officer shall be a full-time salaried officer of the University and shall be appointed by the Executive Council on a full-term basis.
- (2) The Finance Officer shall exercise general supervision over the funds of the University and advice in regard to its financial policy. He shall be responsible for the preparation of the balance sheet at the end of each financial year.
- (3) Subject to the control of the Board, he shall manage the investments of the University and be responsible for preparing and presenting the annual estimates and statements of accounts and for proper maintenance of the funds.
- (4) Subject to the powers of the Board, the Finance Officer shall be responsible for ensuring that all expenditure is incurred for the purposes for which they are generated.
- (5) The Finance Officer shall exercise such other powers as may be prescribed in the Statutes and the Ordinances.
- (6) The officer shall be responsible for the auditing of accounts of the University at least once in every year and at interval of not more than fifteen months and the audit shall be done by Comptroller and Auditor General of India:

Provided that the Chancellor may, on the recommendation of the Board in the case of a casual vacancy, may ask the Registrar to perform the duties of Finance Officer.

Authorities of the University

23. (1) The authorities of the University shall be the
 - (i) Board of Management;
 - (ii) Academic Council;
 - (iii) Board of Studies;
 - (iv) Finance Committee;

- (v) and such other bodies of the University as may be declared by the statutes to be authorities of the University.
- Board of Management 24. (1) The Board of Management shall have the following members namely-
- (a) The Vice-Chancellor-ex-officio Chairman
 - (b) Registrar; Member Secretary
 - (c) Agriculture Production Commissioner, Government of Assam;
 - (d) Secretary to the Government of Assam; and Veterinary Department;
 - (e) Secretary of Panchayat and Rural Development;
 - (f) Secretary to the Department of Finance;
 - (g) Secretary Department of Fisheries;
 - (h) Secretary Department of Agriculture;
 - (i) Commissioner or Secretary to the department of Forest;
 - (j) Two members of the Assam Legislative Assembly;
 - (k) One eminent Animal Scientist to be nominated by the Chancellor;
 - (l) One progressive farmer from each of Livestock and Fishery sector to be nominated by the Government;
 - (m) One expert member each to be nominated by the Indian Council of Agricultural Research and Veterinary Council of India;
 - (n) The Director of Animal Husbandry and Veterinary Department, Assam;
 - (o) The Director of Fisheries Department, Assam;
 - (p) The Director of Dairy Development Department, Assam;
 - (q) Director Agriculture, Assam;
 - (r) Director, State Zoo, Guwahati, Assam;
- Other Member:**
- (s) One reputed woman social worker of the State to be nominated by the Government.
 - (t) One teacher representative from each of the faculties.
 - (u) One representative from the Ministry of Food Processing Industry, Government of India with expertise in Animal and Fishery Food Products.
 - (v) One renowned economist or entrepreneur of the State to be nominated by the Government.

(2) In case the Commissioner or Secretary to the Government in charge of Animal Husbandry and Veterinary, Panchayat and Rural Development, Fisheries, Agriculture, Forest, the Finance, or Planning is unable to attend the meetings of the Board of Management, for any reason, he may depute any officer of his department not lower in rank than that of Joint Secretary or Deputy Secretary to the Government to attend the meetings. The officer so deputed shall have the right to take part in the discussions of the meetings and shall have the right to vote.

(3) The term of office of the members of the Board other than the ex-officio members, shall be three years.

(4) The members of the Board shall not be entitled to receive any remuneration from the University except such daily and travelling allowances as may be prescribed in the statute and ordinance :

Provided that nothing contained in this subsection shall preclude any member from drawing his normal emoluments to which he is entitled to by virtue of the office he holds :

Provided that a member of the State Legislative Assembly elected to the Board shall cease to be a member of the State Legislative Assembly.

(5) A member of the Board other than the ex-officio members may tender resignation of his membership at any time before the expiry of the term of his office. Such resignation shall be conveyed to the Chancellor by a letter in writing by the member and the resignation shall take effect from the date of its acceptance by the Chancellor.

**Powers of the
Board of
Management**

25. The Board of Management shall exercise the following powers, namely:-

- (1) to make statutes and amend or repeal the statutes;
- (2) to consider and review the financial requirements and approve the annual financial estimates of the University submitted by Vice-Chancellor;
- (3) to provide for the administration of any fund placed at the disposal of the University for the purposes intended;
- (4) to arrange for the investment and withdrawal of funds of the University;
- (5) to borrow money for the purposes of the University with the approval of the Government on the security of the property of the University and to make suitable agreements for its repayments.
- (6) to hold control and administer the properties of the University;
- (7) to determine the form, to provide for the custody and to regulate the use of the common seal of the University;
- (8) to appoint such committee either standing or temporary as it may consider necessary and specify the terms of reference, thereof subject to the provision of this Act and statutes;

- (9) to determine and regulate all questions of policy relating to the University in accordance with the provisions of this Act and statutes;
- (10) to make financial provision for instruction, teaching, research advancement and dissemination of knowledge in such branches of learning and courses of study as may be determined by the Academic Council;
- (11) to provide for the establishment, maintenance and naming or renaming of colleges, hostels, laboratories, clinics, instructional and experimental livestock, poultry and fishery farms and other facilities necessary for carrying out the purposes of this Act;
- (12) to provide for the institution and conferment of degrees, diplomas and other academic distinctions;
- (13) to provide for the institution, maintenance and award of scholarships, fellowships, studentship, bursaries, exhibitions, medals and prizes etc.;
- (14) to accept on behalf of the University, trust, bequest, donations and transfer of any movable or immovable property made to it;
- (15) to enter into contract on behalf of the University;
- (16) to approve the recommendations for appointment of officers, teachers and other staff of the University in the manner as may be prescribed;
- (17) to decide to affiliate a college or institution other than its own constituent colleges and institutions to the University under special circumstances on the recommendations of the Academic Council and the State Government under such specific terms and conditions as may be prescribed;
- (18) It shall do all acts appertaining or incidental to the construction of buildings, roads, tanks, pipelines and other structures of the University and, for the purpose, shall appoint a Construction Committee consisting of seven members of whom the Vice-Chancellor shall be the Chairman, the Registrar shall be the Secretary, the Finance Officer, a member and the remaining four members shall be appointed from among the members of the Executive Council with power to co-opt experts as members who shall have no power to vote:

Provided that at least one member of the Committee shall be appointed from amongst the members elected to the Executive Council by the Court.

- (19) It shall arrange for holding/conducting examinations of the University and publishing the results.
- (20) to exercise such power and to discharge such duties as may be prescribed by or the statutes.

Meetings of the
Board

26. (1) The Board shall meet at such times and places and shall subject to the provisions under section 29 of this Act observe such rules of procedure in regard to transaction of business at its meeting including the quorum at meetings as may be prescribed:

Provided that the Board shall meet at least once in every three months,

- (2) The Vice-Chancellor or in his absence any member nominated by him shall preside at a meeting of the Board. If it so happens that the nominated member also is absent, then any member chosen by the members present shall preside at the Board.
- (3) All questions at any meeting of the Board shall be decided by a majority of the votes of the members present and in case of any equality of votes the Vice-Chancellor or the member presiding as the case may be shall have and exercise a second or casting vote.
- (4) (a) The Board may for purpose of consultation invite any person having special knowledge or practical experience in any subject under consideration to attend any meeting. Such person may speak in and otherwise take part in the proceedings of such meetings but shall not be entitled to vote,
(b) The person so invited shall be entitled to such daily and travelling allowances as are admissible to any member of the Board.

The Academic Council 27. The Academic Council shall be the academic authority of the University and shall subject to the provisions of this Act and the statutes have the control over the general regulation of teaching and examination in the University and shall be responsible for the maintenance of the standards thereof.

Constitution of the Academic Council 28. (1) The Academic Council shall consist of the following members, namely :-
(a) The Vice-Chancellor,
(b) The Registrar-Ex-officio,
(c) The Deans of Faculties,
(d) The Associate Deans of Colleges,
(e) The Director of Research,
(f) The Director of Extension Education,
(g) The Director of Post Graduate Studies,
(h) The Director of Students' Welfare,
(i) The Director of Farms,
(j) The Associate Director of Research (Veterinary),
(k) The Associate Director of Research (Dairy),
(l) The Associate Director of Research (Fisheries),
(m) The Associate Director of Extension Education (Veterinary),
(n) The Associate Director of Extension Education (Dairy),
(o) The Associate Director of Extension Education (Fisheries),
(p) Three Heads of the Departments from each of the Colleges to be nominated in a manner as may be prescribed in,
(q) One eminent Fisheries Scientist to be nominated by the Vice-Chancellor,

- (r) One eminent Animal Scientist to be nominated by the Vice-Chancellor.
- (2) The term of the office of the members of the Academic Council other than the ex-officio members, shall be for a term of two years;
- (3) The members of the Academic Council shall not be entitled to receive any remuneration from the University except such daily and traveling allowances as may be prescribed:

Provided that nothing contained in this subsection shall preclude any member from drawing his normal emoluments to which he is entitled to, by virtue of the office he holds.

- (4) A member of the Academic Council other than the ex-officio members may tender resignation of his office. Such resignation shall be conveyed to the Vice-Chancellor by a letter in writing by the member and the resignation shall take effect from the date of its acceptance by the Vice-Chancellor.

Powers and
functions of the
Academic
Council

- 29. The powers and functions of the Academic Council shall be the following, namely:-
 - (i) to exercise general control on teaching and other educational programmes and maintain and promote standards thereof ,
 - (ii) to make regulations and amend or repeal the same,
 - (iii) to make regulations regarding-
 - (a) admission of students to the University and number of students to be admitted,
 - (b) courses of study leading to degrees, diplomas and other academic distinctions; and
 - (c) conduct of examinations and maintenance and promotion of standards of education,
 - (iv) to advise the Board on all academic matters including the control and management of libraries;
 - (v) to make recommendations to the Board for the institution of Professorship, associate Professorship, Assistant Professorship and other teaching research and extension education posts and in regard to their duties and emoluments,
 - (vi) to organise teaching in the university and control the engagement of teachers.
 - (vii) to control the university library to frame
 - (viii) to formulate modify or revise schemes for the constitution or recommendation of departments of teaching, research and extension education;
 - (ix) to make recommendations to the Board regarding post graduate teaching, research and extension education;
 - (x) to make recommendations to the Board regarding the qualifications to be prescribed for teaching research and extension education posts in the University;
 - (xi) to make recommendations to the Board for the conferment of honorary degrees or other distinctions;
 - (xii) to exercise such other powers and perform such other functions as may be prescribed by the Statutes.

- Meetings of the Academic Council
30. (1) The Academic Council shall meet at such times and places and shall observe such rules of procedure in regard to transaction of business at its meetings including the quorum at meetings as may be prescribed :
- Provided that the Academic Council shall meet at least once in three months.
- (2) The Vice-Chancellor or in his absence any member nominated by him shall preside at a meeting of the Academic Council. If it so happens that the nominated member also is absent, then any member chosen by the members present shall preside at a meeting of the Academic Council.
- (3) All questions at any meeting of the Academic Council shall be decided by a majority of the votes of the members present and in case of any equality of votes the Vice-Chancellor or the member presiding as the case may be shall and exercise a second or casting vote.
- (4) (a) The Academic Council may for purpose of consultation, invite any person having special knowledge or practical experience in any subject under consideration to attend any meeting. Such person may speak in and otherwise take part in, the proceedings of such meetings but shall not be entitled to vote,
- (b) The person so invited shall be entitled to such daily and travelling allowances as are admissible to any member of the Academic Council.
- Finance Committee
31. (1) The Board shall appoint a Finance Committee consisting of the following members, namely;
- (a) The Vice-Chancellor,
- (b) The Secretary to the Government in charge of Animal Husbandry and Veterinary,
- (c) The Secretary to the Government in charge of Fisheries,
- (d) The Secretary to the Government in charge of Agriculture,
- (e) The Secretary to the Government in charge of Finance,
- (f) One member chosen by the Board from amongst its non-official members; and
- (g) Finance Officer.
- (2) In case the Secretary to Government in charge of Veterinary and Animal Husbandry, Fisheries or Finance is unable to attend meeting of the Finance Committee for any reason he may depute any officer of his department not lower in rank than that of Joint Secretary to the Government to attend the meetings. The officer so deputed shall have the right to take part in the discussions of the meetings and shall have the right to vote.
- (3) The Vice-Chancellor shall be the ex-officio Chairman of the Finance Committee. The Comptroller shall be the ex-officio Secretary to the Finance Committee;
- (4) The Finance Committee shall –

- (a) Examine the annual accounts and the annual financial estimates of the University and advise the Board thereon;
 - (b) Review the financial position of the University from time to time;
 - (c) Make recommendation to the Board on every proposal involving expenditure for which no provision has been made in the annual financial estimates or which involves expenditure in excess of the amount provided for in the annual financial estimate;
 - (d) Make recommendation to the Board on all matters relating to the finances of the University, and
 - (e) Perform such other functions as may be prescribed.
- Functions of Finance Committee 32. The functions of the Finance Committee shall be as follows:-
- (i) to examine the annual budget estimates and to give advice and suggestion to the Executive Council thereon;
 - (ii) to make recommendations to the Executive Council relating to the finances of the University;
 - (iii) to examine every proposal for new expenditures involving a sum of money exceeding rupees one lakh and to advise the Executive Council thereon;
 - (iv) to review the financial position of the University periodically;
 - (v) to suggest, in general, the means for the improvement of the financial position of the University;
 - (vi) to review grades of pay for all staff of the University so that they conform to the State Government rules and policies and report to the Executive Council;
 - (vii) to deal with such other matters relating to the financial matters of the University, as may be prescribed by the Statutes and Ordinances.
 - (viii) The Committee shall sit at least twice a year, and all the expenditures of the University shall be placed before the Committee.
- The Board of Studies 33. There shall be a Board of Studies for each Faculty the constitution and functions of which shall be such as may be prescribed.
- The Faculties 34. (1) The University shall include Faculty of Veterinary Science, Faculty of Dairy Science, Faculty of Fisheries and such other faculties as may be prescribed by the statutes.
- (2) Each Faculty shall have a Dean who shall be appointed in such manner as may be prescribed. The Dean shall be Chairman of the Faculty and be responsible for the faithful observance of the Statutes and regulations relating to the Faculty and for the organization and conduct of the teaching, research and extension work of the departments comprised therein. In carrying out the research and extension programmes, he shall work in close co-operation with the Directors of research and extension, respectively
 - (3) Each Faculty shall comprise of such colleges, research and extension stations/establishments and departments of teaching with such assignment of

- subjects as may be prescribed and each department shall have a Head who shall be responsible to the Dean for proper organization and working of that department;
- (4) The constitution and functions of the Faculties shall in all other respects be such as may be prescribed.
- Research Advisory Council 35. There shall be a Research Advisory Council (RAC) headed by the Vice-Chancellor or his nominee as the apex body of the Research Development Cell (RDC) as prescribed by ICAR. The Board of Management shall nominate other members as per ICAR Model Act for establishment of Research and Development Cell
- Director Extension Education Council 36. The University shall institute programmes such as extension education services for animal husbandry, dairying and fisheries subject as per the provisions of the Act and the Statutes, and make available useful information based upon the findings of research to the farmers and other people engaged in farming of animals and fishery in rural areas to help solving their problems. It shall conduct demonstration and training programmes for the benefit of the students, extension workers, farmers, livestock and fish breeders and other rural people to increase milk production, fish production and improve genetic make up of the local, pure bred and crossbred animals and fishes. These activities shall be carried out by establishing extension education units, such as Krishi Vigyan Kendras, by whatever name called, within the jurisdiction of the University and in collaboration with other agencies.
- Co-ordination of teaching, research and extension education and integration of functions and curricula of all services 37. (1) The Vice-Chancellor shall, in consultation with the appropriate officers of the University, be responsible for taking such steps as may be necessary for proper co-ordination of teaching, research and extension education activities of the University. This co-ordination shall be routed through the Deans of the respective faculties, as well as by the direct involvement of the Vice-Chancellor.
- (2) the Vice-Chancellor shall be responsible, working through the appropriate officers and staff of the University, for ensuring that such conditions are created whereby there is maximum feasible progress in the development of new information and up gradation of technology in the industrial, physical and social sciences related to the veterinary, animal, dairy and fishery sciences and their transfer to the educational programmes,
- (3) The Vice-Chancellor shall be responsible, working through the appropriate officers and staff of the University, to ensure that there is an appropriate inter-relationship among the different curricula so as to provide the students with the best courses within the University's resources and talents.
- (4) The University shall develop its programme of research and extension education keeping in view the need of the state in general and provide appropriate technical support and consultative advice to the State Government departments engaged in animal husbandry, dairying and fishery development work, in particular.

- (5) Notwithstanding anything contained in this Act, having regard to the interest of the state as a whole the State Government may, by notification in the Official Gazette, entrust any specialized research and training programmes to the University for such period and subject to such terms and conditions as may be specified in such notification.
- Teaching programme 38. (1) The University shall, through its constituent colleges, undertake teaching, research and extension education activities in accordance with provisions of this Act;
- (2) The constituent and affiliated colleges and institutions of the University shall have method of teaching and organization as may be directed by the authority from time to time,
- (3) The University shall, according to the need, establish new colleges and institutions to serve the requirements of various faculties,
- (4) The University shall, according to the need start additional training centres or close down either permanently or temporarily any of the training institutions, courses or classes under its control as it may consider appropriate,
- University Fund 39. (1) The University shall have a Fund to be known as "The Assam Veterinary University Fund" which shall be credited-
- (a) Its income from all sources including fees and charges, endowments, grants, donations and gifts, if any;
- (b) Any contribution or grant made by the Central Government, any State Government, ICAR, CSIR, DBT, the University Grant Commission established under section 4 of the University Grants Commission Act 1956 or like authority or any local authority or any corporation owned or controlled by such Governments and
- (c) Other receipts, including revenues earned by the University.
- (2) The State Government shall for the purpose of the Act, contribute annually to the university fund a sum to meet the recurring charges of the university.
- Pension, gratuity, provident fund etc. 40. (1) The University shall institute for the benefit of its officers, teachers and other employees such pension, gratuity, insurance and provident fund as it may deem fit, in such manner and subject to such conditions as may be prescribed,
- (2) Where the University has so instituted a provident fund under sub-section (i) the Government may declare that the provisions of the Provident Fund Act 1925 shall apply to such fund as if the University was a local authority and the fund a Government Provident Fund,
- (3) The University may, in consultation with the Finance Committee, invest the provident fund amount in such manner as it may determine.

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| Accounts and
Audit | 41. | <p>(1) The annual accounts of the University shall be prepared by the Comptroller under the direction of the Vice-Chancellor and all moneys accruing to or received by the University and all amounts disbursed and paid by the University shall be entered in the accounts,</p> <p>(2) The annual accounts and the balance sheet shall be submitted by the Vice-Chancellor to the State Government which shall cause audit to be carried out by a Chartered Accountant or the Accountant General as it may appoint in this behalf. The accounts when audited shall be printed and published in the Official Gazette and copies thereof together with the audit report shall be presented by the Vice-Chancellor to the Board and to the Chancellor.</p> <p>(3) The Board shall submit a copy of the accounts and report to the State Government along with the statement of the action taken by the University on the audit report and the State Government shall cause the same to be laid before the Legislative Assembly,</p> <p>(4) The Comptroller shall, before such as may be prescribed by the statutes, prepare the annual financial estimates for the ensuing year,</p> <p>(5) The annual accounts and the annual financial estimates prepared by the Comptroller shall be placed before the Board together with the remarks of the Finance Committee for approval of the Board and the Board may pass resolution with reference thereto and communicate the same to the Comptroller who shall take action in accordance therewith.</p> |
| Management
of Fund Grants | 42. | <p>The funds and all moneys of the University shall be managed in such manner as may be prescribed.</p> <p>(1) The Government shall every year make non lapsable lump sum grants to the University as follows:—</p> <p>(a) A grant not less than the net expenditure incurred in the year in respect of the activities of the institutions of Veterinary, Animal, Dairy, and Fishery and Allied sciences, and such other Government departments relating to Veterinary and Animal Sciences, Fisheries and allied sciences as are transferred to the University,</p> <p>(b) A grant not less than the estimated expenditure on pay and allowances of the officers, teachers, employees, other staff, contingencies, supplies and services of the University, and</p> <p>(c) A grant to meet such additional items of expenditure, recurring and non-recurring, as the Government may deem necessary for proper functioning of the University</p> <p>(2) The University shall furnish such statements, accounts, reports and other particulars relating to any grant made by the Government and its utilization as the Government may require.</p> |
| Statutes | 43. | <p>Subject to the provision of the Act, the statutes may provide for all or any of the following matters, namely;</p> <p>(a) the conditions under which the research in the</p> |

University may be carried on;

- (b) the manner in which and the conditions under which the honorary degrees and other distinctions may be conferred;
- (c) the fixation, payment and receipt of fees and other charges;
- (d) the prescription of academic qualification and standard for admission to the University;
- (e) the terms and conditions subject to which the Registrar may be appointed and his powers, functions and duties;
- (f) the terms and conditions subject to which the Comptroller may be appointed and his powers, functions and duties;
- (g) the terms and conditions subject to which the Dean of each Faculty may be appointed and his powers, functions and duties;
- (h) the terms and conditions subject to which the Associate Dean of each College may be appointed and his powers, functions and duties;
- (i) the terms and conditions subject to which the Director of Research, the Director of Post Graduate Studies, the Director of Extension Education, the Director of Students' Welfare, Director of Farms, Director of Physical Plant and the University Librarian may be appointed and their powers, functions and duties;
- (j) the terms and conditions subject to which the Associate Directors may be appointed and their powers, functions and duties;
- (k) the daily and traveling allowances to be paid to the members of the Board, Academic Council and other authorities of the University and the Committees thereof;
- (l) the assignment of subjects of study for each faculty;
- (m) the constitution and functions of Faculties;
- (n) the constitution, powers and functions of the Board of Studies;
- (o) the constitution, powers and functions of other authorities of the University,
- (p) the establishment and management of the funds and moneys of the university.
- (q) the manner of publication of the accounts audited;
- (r) the period for which and the manner in which the instruction, teaching, training and holding examinations shall be conducted for the students referred to in section 6; and
- (s) any other matter which is required to be or may be prescribed in the statutes.

Framing of
Statutes

44. (1) The Board may, from time to time, make statutes and amend or repeal the statutes in the manner hereafter provided in this section;
- (2) The Academic Council may propose to the Board the draft of any statute or of any amendment to, or of

repeal of a statutes to be passed by the Board and such draft shall be considered by the Board at its next meeting :

Provided that the Academic Council shall not propose the draft of any statute or of any amendment to, or repeal of, a statute relating to the matters other than academic affairs;

- (3) The Board may consider the draft proposed by the Academic Council under sub-section (2) and may either pass or reject or return the draft with suggestions for amendment to the Academic Council;
- (4) (a) Any member of the Board may propose to the Board the draft of a statute and the Board may either accept or reject the draft, if it relates to a matter not falling with the purview of the Academic Council,
- (b) In case, such draft relates to a matter within the purview of the Academic Council, the Board shall refer into the Academic Council which may either report to the Board that it does not approve the draft or submit the draft to the Board in such form as the Academic Council may approve and the Board may either pass, with or without amendment, or reject the draft.
- (5) In the case of a statute proposed by the Board concerning the internal working of the University, the draft statute must be referred to the Vice-Chancellor for consideration in the University and sufficient time given to allow the University to review the proposed statute and to make any suggestions for changes or modifications therein before final action is taken by the Board,
- (6) A statute passed by the Board shall be submitted to the Chancellor who may assent there to or withhold his assent. A statute passed by the Board shall have no validity until it has been assented to by the Chancellor.

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| Regulations | 45. | <ol style="list-style-type: none"> (1) Subject to the provisions of this Act and the statutes, the authorities of the University shall make regulations for all or any of the following matters, namely :- <ol style="list-style-type: none"> (a) the manner in which and the conditions subject to which the pension, gratuity, insurance and provident fund may be instituted for the benefit of the officers, teachers and other employees of the University; (b) the appointment, procedure for selection, pay and allowances and other conditions of service of officers, teachers and other employees of the University; (c) the giving of notice to the members of any authority of the University, the dates of the meeting and the business to be transacted at the meetings and for keeping a record of the proceedings of the meetings; (d) the procedure to be observed at the meetings and the number of members required to form |
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		the quorum; and
		(e) any other matter which is required to be or may be prescribed by regulations.
	(2)	the Academic Council may subject to the provisions of the statutes make regulations providing for the courses of study, system of examinations and award of degrees, diplomas and other academic distinctions of the University, after receiving the draft of the same from the Board of Studies concerned,
	(3)	the Board may issue such directions, as it may think fit to the authority concerned to amend any regulation,
Affiliation	46.	(1) No institution affiliated to, associated with or maintained by, any other University whether within the State of Assam or outside the State of Assam shall be recognized by the University for any purpose except with the prior approval of the Government and the University concerned.
	(2)	After the establishment of this university all new college imparting education in veterinary, animal science and allied sciences and shall be established under this university in
Acts or Proceeding to be invalid by a reason of certain irregularities	47.	No act or proceedings of the University or of any authority or Committee of the University shall be invalid merely by reasons of the existence of any vacancy or vacancies among its members or by reason of the invalidity of the election, nomination, appointment of any of its members or by reason of any irregularity in the manner of choosing a member.
Chancellors decision to be final in certain matters	48.	Whenever any question arises as to whether any person has been duly elected, appointed, chosen or nominated as, or is entitled to be, a member of any authority or Body of the University or whether any decision of any of the Authorities or of the Vice-Chancellor of the University is in conformity with this Act, the Statutes and the Ordinances, the question shall be referred to the Chancellor whose decision shall be final.
Delegation	49.	Subject to the provisions of this Act, the Vice-Chancellor, with due approval of the Chancellor, may delegate any of his powers or duties conferred upon, imposed by or under this Act, to an Officer under his direct administrative control.
Existing teachers, officers and staff	50.	(1) All post of the Assam Agricultural University including the vacant posts shall be transferred immediately to the Veterinary and Fishery University on the date of commencement of the Act.
	(2)	Existing teachers and staff of the Agricultural University shall constitute a special cadre with respect to their service conditions at the time of their appointment.
State Governments power of supervision	51.	(1) If, at any time, the State Government is of the opinion that special reasons exist that the affairs of the University are not managed in furtherance of the objective of the University for which any grant or donation is specifically made by the State Government, public bodies or individuals, or that the

		<p>University Funds are misappropriated or misapplied, the State Government may indicate to the Board of Management such matter in regard to which the State Government desires an explanation and call upon that body within reasonable time to offer such explanation as it may desire to offer, with any proposal which it may desire to make.</p> <p>(2) If the Council fails to offer any explanation or make proposal(s) which, in the opinion of the State Government is or are unsatisfactory, the State Government may issue such instructions as may appear to them to be necessary and desirable in the circumstances of the case, and the Executive Council shall give effect to such instructions.</p>
Emergency powers of the State Government	52.	<p>(1) If, at any time, it appears to be necessary and expedient in the opinion of the State Government, the State Government may, with prior consultation with the Chancellor, by a notification published in the Official Gazette, suspend all or any of the powers of the University as provided in section 6 and other powers as may be ancillary to such powers and take over all or any of the powers of management, functions of such authorities or officers including holding, conduct and superintendence and management of, and appointment of any person or authority in connection with any or more examination or publication of the result of any such examination or to any matter incidental thereto for such period as may be specified in the notification and may be exercised by the State Government, if and when necessary, during such period, in such manner and through such officers or authority as may be considered fit by the State Government.</p> <p>(2) Provisions of the Statutes, Ordinance and Regulations framed under this Act relating to any one or more of the matters referred to in the preceding sub-section may be amended for any of the purposes mentioned therein in such manner as may be decided by the State Government in prior consultation with the Chancellor and shall take effect accordingly for the purposes of exercising the powers under the preceding sub-section.</p> <p>(3) The State Government may constitute an Advisory Committee consisting of at least three persons who, in the opinion of the State Government, are eminent educationists for advising the State Government in the matter of discharging the powers, duties, functions and responsibilities in respect of which such powers are taken over by the State Government under sub-section (1) of this section.</p>
Removal of Difficulties	53.	<p>If any difficulty arises as to the first constitution or reconstitutions of any authority of the university after the commencement of the Act, the state Government may by order do anything which appears to them necessary for the purposes of remaining the difficulties.</p>
Transfer of certain colleges and Institutions	54.	<p>(1) Notwithstanding anything contained in this Act from the date of commencement of the Act; College of Veterinary Science, Assam Agricultural University, Khanapara Campus, Guwahati; the Lakhimpur</p>

College of Veterinary Science, Assam Agricultural University, North Lakhimpur Campus, North Lakhimpur; the College of Fisheries, Assam Agricultural University, Raha Campus, Raha and the institutions specified in Schedule I which immediately preceding such day were the constituent colleges of, and the institutions of, the Assam Agricultural University shall stand transferred to, and maintained by the University as its constituent colleges and the institutions of the University,

- (2) Notwithstanding anything contained in the Act from the date of commencement of the Act; the Krishi Vigyan Kendras located in the districts of Kamrup, Morigaon, North Lakhimpur, Baksa and Barpeta as well as the Livestock Research Stations at Mandira and Goat research centre at Byrnihat shall be transferred to and maintained by the University as its institutions.
- (3) On and from the date of commencement of the Act, the control and management of the colleges and institutions specified in sub-section (1) and all properties, assets and liabilities of the Assam Agricultural University, in relation thereto shall stand transferred to, and vest in, the University,
- (4) The Government may, after the commencement of the Act, transfer to the University any of their lands for its use on such terms and conditions, as it deem proper,
- (5) The Government may, after the commencement of the Act appointed day, transfer to the University the control and management of any of their institutions concerned with teaching, research and/or extension education of Veterinary, Animal, Fishery and allied sciences on such terms and conditions as it may deem proper.

Special
provisions for
students

55. Notwithstanding anything contained in this Act, every student of the colleges specified in sub section (1) of section 48 who immediately before the commencement of the Act, was studying in such colleges or was eligible to be admitted to any examination held or conducted by the Assam Agricultural University shall be permitted to complete his course of study or be admitted to the examination of the University and the University shall make arrangements,
 - (a) for the instruction, teaching, training and holding of examinations for such students for such period and in such manner as may be determined by the first Vice-Chancellor in consultation with Academic Council in accordance with the course of study in the Assam Agricultural University; and
 - (b) for the conferment of the corresponding degree, diploma or other academic distinction of the University upon the qualified student on the result of such examination.

Transfer of
services of
certain
employees

56. (1) Every person who, immediately before the appointed day, is serving in the colleges and institutions of the Assam Agricultural University specified in Schedule I shall, as from the said day, become an employee of the University and shall cease to be an employee of

the Assam Agricultural University,

- (2) (a) As soon as may be, after the commencement of the Act, the Government may after consulting the Vice-Chancellor of the Assam Agricultural University and the Assam Veterinary and Fishery University, direct by general or special order, that such employee of the Assam Agricultural University, as are specified in such order shall stand allotted to serve in connection with the affairs of the Assam Veterinary and Fishery University with effect on and from such dates as may be specified in such order :

Provided that no such orders shall be issued in respect of any such employee without his consent for such allotment, obtained within a period not exceeding one year, or within such period as may be specified by the Government;

- (b) With effect on and from the dates specified in the order under sub-section (a) the persons specified in such orders shall become employees of the Assam Veterinary and Fishery University and shall cease to be employees of the Assam Agricultural University,
- (3) Every person referred in sub section (1) and (2) shall hold office under the University by the same tenure at the same remuneration and upon the same right and privileges as to pension or gratuity, if any and other matters as he would have held the same on the appointed day or the dates specified in the order under sub-section (a) of sub-section (2) as the case may be, as if this Act had not been passed,
- (4) The liability of pension and gratuity to the persons referred to in sub-section (1) and (2) shall be the liability of the Assam Veterinary and Fishery University.

Transfer of
accumulations
in provident
fund and other
like funds

57. (1) The sums at the credit of the provident fund accounts of the persons referred in sub-section (1) of section 50 as on the appointed day and of the persons referred to in sub-section (2) of that section as on the dates specified in the order under sub-section (a) of the said sub-section (2) shall be transferred to the University and the liability in respect of the said provident fund accounts shall be the liability of the University,
- (2) Funds shall be paid to the Assam Veterinary and Fishery University, out of the accumulations in the superannuation fund and other like funds, if any of the Assam Agricultural University, as the case may be, of the Government, such amounts as have been credited to the superannuation fund or other like funds, if any, on behalf of the persons referred to in sub-section (1) and (2) of section 50. The amounts so paid shall form part of the superannuation fund or other like funds, if any that may be established by the Assam Veterinary and Fishery University for the benefit of its employees.

Powers to obtain information	58.	<p>Notwithstanding anything contained in this Act or any other law for the time being in force, the Government may, by order in writing, call for any information from the University on any matter relating to the affairs of the University and the University shall, if such information is available with it, furnish the Government with such information within a reasonable period:</p> <p>Provided that in the case of information which the University considered confidential, the University may place the same before the Chancellor,</p>
Annual Report	59.	<p>The annual report of the University shall be prepared under the direction of the Vice-Chancellor and submitted by him to the Board on or before such date as may be prescribed. The report as approved by the Board shall be submitted by the Vice-Chancellor to the Chancellor and the State Government. The State Government shall cause the report to be laid before the State Legislative Assembly.</p>
Disputes as to constitution of University and authorities and bodies	60.	<p>If any question arises regarding the interpretation of any provision of this Act or any statutes or regulation or, as to whether a person has been duly nominated, elected, appointed, co-opted or has become, or is entitled to be a member of any authority or body of the University, the matter may be referred through petition by person or body directly affected suo moto by the Vice-Chancellor to the Chancellor, who shall after giving the person or body affected a reasonable opportunity of being heard and after taking such advice as he deems necessary, decide the question and his decision shall be final.</p>
Acts in good faith	61.	<p>(1) Save as otherwise provided in this Act, all acts and orders in good faith done and passed by the University or any of its authorities shall be final and no suit shall be instituted against or damage claimed from the University or its authority for anything done or purported to be done in pursuance of this Act and the Statutes and Regulations made thereunder.</p> <p>(2) No officer or other employees of the University shall be liable in respect of any such act in any civil or criminal proceedings if the act was done in good faith in the course of the discharge of duties and functions imposed by or under this Act.</p>
Disqualification for membership	62.	<p>(1) No person shall be qualified for nomination or election as a member of any of the authorities of the University, if on the date of such nomination or election, he is –</p> <p>(a) of unsound mind or a deaf-mute; or</p> <p>(b) an applicant to be adjudicated as an insolvent or an undischarged insolvent; or</p> <p>(c) Sentenced by a criminal court to imprisonment for any offence involving moral turpitude</p> <p>(2) In case of dispute or doubt as to whether a person is disqualified under sub-section (1) the Board shall refer such case to the Chancellor, whose decision shall be final.</p>
Filling of casual vacancy	63.	<p>All casual vacancies among the members (other than ex-officio members) of any authority or other body of the University shall be filled, as soon as may be, by the person or body who or which nominated or elected the member</p>

whose place has become vacant and the person nominated or elected to a casual vacancy shall be a member of such authority or body for the remainder of the term for which the member whose place he fills would have been a member :

Provided that no casual vacancy shall be filled, if such vacancy occurs within six months before the date of expiry of the term of the member of any authority or other body of the University.

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| Removal from membership of any University authority | 64. | <p>(1) The Board may remove by an order in writing made in this behalf any person from membership of any authority of the University by a resolution passed by a majority of the total membership of the Board and by a majority of not less than two third of the members of Board present and voting at the meeting, if such a person has been convicted by a criminal court for an offence which in the opinion of the Board involves moral turpitude or if he has been guilty of gross misconduct and for the same reason the Board may withdraw any degree or diploma or other academic distinction conferred on, or granted to, that person by the University.</p> <p>(2) The Board may also by an order in writing made in this behalf remove any person from the membership of any authority of the University if he becomes of unsound mind or deaf mute or has applied to be adjudicated or has been adjudicated as an insolvent.</p> <p>(3) No action under this section shall be taken against any person unless he has been given a reasonable opportunity to show cause against the action proposed to be taken.</p> <p>(4) A copy of every order passed under sub-section (1) or (2) as the case may be, as soon as may be after it is so passed, be communicated to the person concerned in the manner as may be prescribed.</p> |
| Constitution of committees and delegation of powers | 65. | All authorities of the University shall have power to constitute or reconstitute committees and to delegate to them such of their powers, as they deem fit. Such committees shall, have as otherwise provided, consist of members of the authority concerned and of such other person, if any, as the authority in each case may deem fit. |
| Vice-Chancellor and other officers etc. to be public servants | 66. | <p>The Vice-Chancellor, the Registrar, the Comptroller, the Deans, the Director of Research, the Director of Extension Education, the Director of Post Graduate Studies, the Director of Farms, the Director of Physical Plant, the Librarian and the employees of the University shall be deemed, when acting or purporting to act in pursuance of any of the provisions of the Act, to be public servants within the meaning of section 21 of the Indian Penal Code or sub-section (28) of section 2 of the Bharatiya Nyaya Sanhita 2023.</p> |
| Power to amend schedule | 67. | The Government may, by notification, amend or add to the list of institute and colleges mentioned in the Schedule-I upon the issue of such notification, the Schedule shall be deemed to be amended accordingly. |

Central Act
No. 45 of
1860

Central Act
No. 45 of
2023

- | | | |
|--|-----|---|
| State
Government
powers of
supervision | 68. | <p>(1) If, at any time, the State Government is of the opinion that special reasons exist that the affairs of the University are not managed in furtherance of the objective of the University for which any grant or donation is specifically made by the State Government, public bodies or individuals, or that the University Funds are misappropriated or misapplied, the State Government may indicate to the Executive Council such matter in regard to which the State Government desires an explanation and call upon that body within reasonable time to offer such explanation as it may desire to offer, with any proposal which it may desire to make.</p> <p>(2) If the Council fails to offer any explanation or make proposal(s) which, in the opinion of the State Government is or are unsatisfactory, the State Government may issue such instructions as may appear to them to be necessary and desirable in the circumstances of the case, and the Executive Council shall give effect to such instructions.</p> |
| Appointment
of Officers,
Teachers and
Employees | 69. | <p>(1) Subject to the provisions of the Act, the members of the staff of the University shall be appointed by the Vice-Chancellor with the approval of the Board,</p> <p>(2) The procedure of selection of officer, teacher and other employees of the University, unless otherwise provided in the Act, shall be as prescribed in the statute,</p> <p>(3) All matters relating to superannuation and re-employment of the University employees shall be as prescribed.</p> <p>Explanation: For the purposes of the sections 39 and 44, the word "officer" shall not include the Chancellor of the University.</p> |
| Constitution of
Committees | 70. | <p>Every authority shall have the power to appoint Committees, which may unless otherwise provided in the Act or statutes consist of members of the authority and such other persons as it may consider appropriate.</p> |

DULAL PEGU,
Secretary,
Assam Legislative Assembly.

SCHEDULE I (See Sub-Section 2, 48, 50, 63 and 64) Colleges			
Colleges	(1)	College of Veterinary Science. Assam Agricultural University, Khanapara Campus, Guwahati-22	
	(2)	Lakhimpur College of Veterinary Science, Assam Agricultural University, North Lakhimpur Campus, North Lakhimpur.	
	(3)	College of Fisheries, Assam Agricultural University, Raha Campus, Raha	
	(4)	All colleges and Institutions which maybe affiliated to, or established or maintained by the University in accordance with the provisions of this Act and the statute and regulations made thereunder	
Institutions	All establishments of :		
	(1)	The Assam Agricultural University at Khanapara (A.A.U.), Guwahati campus	
	(2)	Goat Research Station, A.A.U., Burnihat	
	(3)	Livestock Research Station, A.A.U, Mandira.	
	(4)	Two Krishi Vigyan Kendras, A.A.U. located in the districts of Kamrup, Morigaon, North Lakhimpur , Baksa and Barpeta.	

STATEMENT OF OBJECTS AND REASONS

To provide for the establishment of Assam Veterinary and Fishery University in the State of Assam and for matters connected therewith and incidental thereto.

Whereas, it is desirable to establish a University exclusively for the development of veterinary, animal, fisheries, and allied sciences and for the furtherance of learning and prosecution of research and technology transfer in veterinary, animal, fisheries, and allied sciences and matters connected therewith and incidental thereto.

ATUL BORA,
Minister,
Animal Husbandry & Veterinary Department,
Assam.

DULAL PEGU,
Secretary,
Assam Legislative Assembly.

FINANCIAL MEMORANDUM

The creation of the proposed Assam Veterinary and Fishery University would require approximately Rs.10.00 crores in the current Financial Year, as the proposed University will start functioning immediately after notification with the existing colleges namely Colleges of Veterinary Science and the Colleges of Fishery Science. The provisions regarding recurring and non-recurring expenditure from the consolidated fund of Assam are envisaged under clauses 39(1), 39 (2), 40(1), 40(2), 40(3), 41(1) 41(2), 42(1), 42(2), 57(1) & 57(2) of the Assam Veterinary and Fishery University Bill, 2024.

However, for further improvement of the proposed University including the creation of new colleges and establishment of new Departments, an additional budget will be needed and accordingly proposed with a Detailed Project Report.

ATUL BORA,
Minister,
Animal Husbandry & Veterinary Department,
Assam.

MEMORANDUM OF DELEGATED LEGISLATION

The provisions for delegated legislation are envisaged under clause 43, 44, 45 and clause 65 of the Assam Veterinary and Fishery University Bill, 2024.

Under the clause 43 of the Bill, provision for framing Statutes is envisaged pertaining to 19 different subjects for example, (a) the conditions under which the research in the university may be carried on, (b) the fixation, payment and receipt of fees and other charges etc.

Under clause 44, separate provision for framing as well as amendment and repeal of Statutes are envisaged and power is vested with the Board of Management of the University (Board).

Clause 45 empowers the authorities of the University including the Board of Management and the Academic Council to make regulations on five prescribed matters for example, the appointment, procedure for selection, pay and allowances and other conditions of service of officers, teachers and other employees of the University.

Under clause 49, the Vice Chancellor with the approval of the Chancellor is empowered to delegate any of his powers or duties conferred upon, imposed by or under the Bill, to an Officer under his direct administrative control.

Under clause 65 of the Bill, all authorities of the University shall have power to constitute or reconstitute committee and to delegate to them such of their powers, as they deem fit.

ATUL BORA,
Minister,
Animal Husbandry & Veterinary Department, Assam.

THE ASSAM OFFICIAL LANGUAGE (AMENDMENT) BILL, 2024

A

BILL

further to amend the Assam Official Language Act, 1960.		Act No. XXXIII of 1960
Preamble	Whereas, it is expedient further to amend the Assam Official Language Act, 1960, hereinafter referred to as the principal Act, in the manner hereinafter appearing;	
It is hereby enacted in the Seventy-fifth Year of the Republic of India, as follows: -		
Short title, extent and commencement	1. (1) This Act may be called the Assam Official Language (Amendment) Act, 2024. (2) It shall have the like extent as the principal Act. (3) It shall come into force on such date and in such areas as the State Government may, by notification in the Official Gazette, appoint in this behalf.	
Insertion of new section 5B	2. 2. In the principal Act, after section 5 A, the following new section 5B shall be inserted, namely: - "5B. Without prejudice to the provisions contained in section 3, Manipuri Language shall be used as Associate Official Language for all or any of the Official purposes of the State of Assam as are specified in the Schedule-II in the Districts and Sub-divisions having substantial Manipuri population as may be declared by the State Government from time to time."	
Substitution of SCHEDULE	3. In the principal Act, for the word "SCHEDULE" wherever it occurs the word, "SCHEDULE - I" shall be substituted.	
Insertion of new SCHEDULE - II	4. In the principal Act, after the existing SCHEDULE, the following new SCHEDULE - II shall be inserted, namely:- "SCHEDULE - II (See section 5 B) (1) Manipuri language shall be used as an Associate Official Language in four districts of the state namely, Cachar, Karimganj, Hailakandi and Hojai. (2) Entertaining applications in Manipuri presented by members of the public. (3) Receiving documents in Manipuri presented for registration with English copy as long as the use thereof is permissible for the official purposes of the Union under any law made by the Parliament in this behalf and thereafter Hindi in place of English or Assamese copy thereof. (4) Publication of :- (i) all acts passed by the State Legislature in Manipuri ; (ii) all Orders, Regulations, Rules and Bye-laws issued by the State Government under the Constitution of India or any law made by Parliament or the Legislature of the State in Manipuri. (5) Publication of Government advertisements in Manipuri."	

Statement of Objects & Reasons

The salient feature of the Bill is to insert the section 5B in the Assam Official Language Act, 1960. As a substantial number of people living in the Barak Valley and other parts of the State speak the Manipuri language and there have been persistent demands to officially recognize their language, the proposed amendment will allow Manipuri language to be used as an Associate Official Language for all or any of the official purposes as are specified in the Schedule-II, in four Districts of the State, namely, Cachar, Karimganj, Hailakandi and Hojai.

Therefore, the Bill proposes to insert section 5B of the Assam Official Language Act, 1960.

Hence, the proposed amendment.

HIMANTA BISWA SARMA,
Chief Minister and Minister-in-Charge,
Home and Political Department.

DULAL PEGU,
Secretary,
Assam Legislative Assembly.

FINANCIAL MEMORANDUM

There is no financial involvement in the proposed Bill.

MEMORANDUM OF DELEGATED LEGISLATION

There is no delegation of legislative powers to the executive in the proposed Bill.

EXTRACT OF THE PRINCIPAL ACT AND THE PROPOSED AMENDMENT AS PER THE BILL

Extract of the principal Act
(The Assam Official Language Act, 1960)

The Bodo language as an associate official language

5A “Without prejudice to the provisions contained in Section 3, the Bodo Language shall be used as an Associate official Language for all or any of the Official purpose of the state of Assam as are specified in the Schedule, in the Districts and Subdivisions having substantial Bodo population as may be declared by the State Government from time to time.

SCHEDULE
(See Section 5A)

- 1) Entertaining application in Bodo presented by members of the public.
- 2) Receiving documents in Bodo presented for registration with English copy as long as the use thereof is permissible for the official purposes of the Union under any law made by the Parliament on this behalf and thereafter Hindi in place of English or Assamese copy thereof.
- 3) Publication of :-
 - i) all Acts passed by the State Legislature in Bodo;
 - ii) all Orders, Regulations, Rules and Bye-laws issued by the State Government under the constitution of India or any law made by parliament or the Legislature of the State in Boro.
- 4) Publication of Government advertisements in Bodo.

Proposed Amendment
(proposed insertion)

“2. In the principal Act, after section 5A, the following new section 5B shall be inserted, namely: -

“5B. Without prejudice to the provisions contained in Section 3, Manipuri Language shall be used as Associate Official Language for all or any of the Official purposes of the State of Assam as are specified in the Schedule-II in the Districts and Sub-divisions having substantial Manipuri population as may be declared by the State Government from time to time.”

In the principal Act, for the word “SCHEDULE” wherever it occurs the word, “SCHEDULE – I” shall be substituted.

In the principal Act, after the existing SCHEDULE, the following new SCHEDULE – II shall be inserted, namely:-

“SCHEDULE-II
(See Section 5 B)

- (1) Manipuri language shall be used as an Associate Official Language in four districts of the state namely, Cachar, Karimganj, Hailakandi and Hojai.
- (2) Entertaining applications in Manipuri presented by members of the public.
- (3) Receiving documents in Manipuri presented for registration with English copy as long as the use thereof is permissible for the official purposes of the Union under any law made by the Parliament in this behalf and thereafter Hindi in place of English or Assamese copy thereof.

(4) Publication of :-

- (i) all acts passed by the State Legislature in Manipuri ;
- (ii) all Orders, Regulations, Rules and Bye-laws issued by the State Government under the Constitution of India or any law made by Parliament or the Legislature of the State in Manipuri.

(5) Publication of Government advertisements in Manipuri.”

DULAL PEGU,
Secretary,
Assam Legislative Assembly.

MORAN AUTONOMOUS COUNCIL (AMENDMENT) BILL, 2024**A****BILL**

further to amend the Moran Autonomous Council Act, 2020

Preamble

Whereas it is expedient to amend the Moran Autonomous Council Act, 2020 hereinafter referred to as the principal Act, in the manner hereinafter appearing :

Assam Act
No. XXVI
of 2020

It is hereby enacted in the Seventy-fifth year of the Republic of India, as follows:-

Short title,
extent and
commencement

1. (1) This Act may be called the Moran Autonomous Council (Amendment) Act, 2024.
- (2) It shall have the like extent as in the principal Act.
- (3) It shall come into force at once.

Amendment of
section 5

2. In the principal Act, in section 5, for sub-section (1), the following shall be substituted, namely:-

“(1) The General Council shall consist of 30 (thirty) members out of which 27 (twenty seven) shall be directly elected and 3 (three) shall be nominated by the Government of Assam with the concurrence of the Moran Autonomous Council from amongst the group of communities residing in the (Council Area) and not otherwise represented in it. Out of the 27 (twenty seven) seats, 22 (twenty two) seats shall be reserved for Moran community, 4 (four) seats shall be reserved for women and 1(one) seat for general community.”

Amendment of
section 30

3. In the principal Act, in section 30, for sub-section (1), in the first line, for the figure, words and brackets “22(twenty-two)”, the figure, words and brackets “27 (twenty seven)” shall be substituted.

STATEMENT OF OBJECTS AND REASONS

The Moran Autonomous Council (Amendment) Bill, 2024 is proposed to amend the Moran Autonomous Council Act, 2020 (as amended).

The Bill is proposed to amend Section 5 (1) and Section 30 (1) of the Act to increase the number of elected members in the General Council from present 22 to 27 out of which 22 shall be reserved for Moran community, 4 shall be reserved for women and 1 for the general community with a view to extend the Council area to cover all those left out areas to ensure that members of the community are adequately represented and to ensure that the aspiration of these members of the community are fulfilled.

PIJUSH HAZARIKA,

Hon'ble Minister,
Department of Social Justice & Empowerment.

DULAL PEGU,

Secretary,
Assam Legislative Assembly.

FINANCIAL MEMORANDUM

The proposed Bill of The Moran Autonomous Council (Amendment) Bill, 2024 will involve additional financial burden on the State Exchequer amounting to approximately Rs.15.00 Lakhs per annum in the Honorarium, establishment expenditures and office expenditures.

MEMORANDUM OF DELEGATED LEGISLATION

The proposed Bill proposed for framing rules by Executives. The delegation is however of normal nature.

PIJUSH HAZARIKA,
Hon'ble Minister,
Department of Social Justice & Empowerment.

**Comparative Statement of existing and proposed amendment of
Moran Autonomous Council Act, 2020**

Section	Existing Act, 2020	Proposed Amendment Bill, 2024
Section 5, sub-section (1)	The General Council shall consist of 25 (twenty five) members out of which 22 (twenty two) shall be directly elected and 3 (three) shall be nominated by the Government with the concurrence of the Autonomous Council from amongst the group of communities residing in the Council area and not otherwise represented in the General Council. Out of 22 (twenty two) seats, 17 (seventeen) seats shall be reserved for Moran community of which at least 4 (four) shall be reserved for women and 1 (one) for General community.	The General Council shall consist of 30 (thirty) members out of which 27 (twenty seven) shall be directly elected and 3 (three) shall be nominated by the Government of Assam with the concurrence of the Moran Autonomous Council from amongst the group of communities residing in the (Council Area) and not otherwise represented in it. Out of the 27 (twenty seven) seats, 22 (twenty two) seats shall be reserved for Moran community. 4 (four) seats shall be reserved for women and 1(one) seat for general community."
Section 30, sub-section (1)	There shall be 22 (twenty two) constituencies in the Council Area for electing members to the General Council. Each constituency shall be a single member constituency.	In the principal Act, in section 30, for sub-section (1), in the first line, for the figure, words and brackets "22(twenty-two)", the figure, words and brackets "27 (twenty seven)" shall be substituted.

DULAL PEGU,
Secretary,
Assam Legislative Assembly.

MATAK AUTONOMOUS COUNCIL (AMENDMENT) BILL, 2024**A****BILL**

Preamble

further to amend the Matak Autonomous Council Act, 2020.

Whereas it is expedient to amend the Matak Autonomous Council Act, 2020 hereinafter referred to as the principal Act, in the manner hereinafter appearing;

Assam Act
No. XXVI of
2020

It is hereby enacted in the Seventy-fifth Year of the Republic of India, as follows:-

Short title,
extent and
commencement

1. (1) This Act may be called the Matak Autonomous Council (Amendment) Act, 2024.
- (2) It shall have the like extent as in the principal Act.
- (3) It shall come into force at once.

Amendment of
section 5

2. In the principal Act, in section 5, for sub-section (1), the following shall be substituted, namely:-

“(1) The General Council shall consist of 30 (thirty) members out of which 27 (twenty seven) members shall be directly elected and 3 (three) members shall be nominated by the Government of Assam with the concurrence of the Matak Autonomous Council from amongst the group of communities residing in the Council Area and not otherwise represented in it. Out of 27 (twenty seven) seats, 22 (twenty two) seats shall be reserved for Matak community, 4 (four) seats shall be reserved for women and 1(one) seat for the general community.”

Amendment of
section 30

3. In the principal Act, in section 30, in sub-section (1), in the first line, for the figure, words and brackets “22 (twenty-two)”, the figure, words and brackets “27(twenty-seven)” shall be substituted

STATEMENT OF OBJECTS AND REASONS

The Matak Autonomous Council (Amendment) Bill, 2024 is proposed to amend the Matak Autonomous Council Act, 2020 (as amended).

The Bill is proposed to amend Section 5 (1) and Section 30 (1) of the Act to increase the number of elected members in the General Council from present 22 to 27 out of which 22 shall be reserved for Matak community, 4 shall be reserved for women and 1 for the general community with a view to extend the Council area to cover all those left out areas to ensure that members of the community are adequately represented and to ensure that the aspiration of these members of the community are fulfilled.

PIJUSH HAZARIKA,

Hon'ble Minister,
Department of Social Justice & Empowerment.

DULAL PEGU,

Secretary,
Assam Legislative Assembly.

FINANCIAL MEMORANDUM

The proposed Bill of The Matak Autonomous Council (Amendment) Bill, 2024 will involve additional financial burden on the State Exchequer amounting to approximately Rs.15.00 Lakhs per annum in the Honorarium, establishment expenditures and office expenditures.

MEMORANDUM OF DELEGATED LEGISLATION

The proposed Bill proposed for framing rules by Executives. The delegation is however of normal nature.

PIJUSH HAZARIKA,

Hon'ble Minister,

Department of Social Justice & Empowerment.

**Comparative Statement of existing and proposed amendment of
Matak Autonomous Council Act, 2020**

Section	Existing Act, 2020	Proposed Amendment Bill, 2024
Section 5, sub-section (1)	The General Council shall consist of 25 (twenty five) members out of which 22 (twenty two) shall be directly elected and 3 (three) shall be nominated by the Government of Assam with the concurrence of the Matak Autonomous Council from amongst the group of communities residing in the Council area and not otherwise represented in it. Out of 22 (twenty two) seats, 17 (seventeen) shall be reserved for Matak community, 4 (four) seats shall be reserved for women and 1 (one) for General category.	The General Council shall consist of 30 (thirty) members out of which 27 (twenty seven) members shall be directly elected and 3 (three) members shall be nominated by the Government of Assam with the concurrence of the Matak Autonomous Council from amongst the group of communities residing in the Council Area and not otherwise represented in it. Out of 27 (twenty seven) seats, 22 (twenty two) seats shall be reserved for Matak community, 4 (four) seats shall be reserved for women and 1(one) seat for the general community.
Section 30, sub-section (1)	There shall be 22 (twenty two) constituencies in the Council Area for electing members to the General Council. Each constituency shall be a single member constituency.	In the principal Act, in section 30, in sub-section (1), in the first line, for the figure, words and brackets "22 (twenty- two)", the figure, words and brackets "27(twenty-seven)" shall be substituted.

DULAL PEGU,
Secretary,
Assam Legislative Assembly.

THE ASSAM REPEALING BILL, 2024**A
BILL**

to repeal the Assam Moslem Marriages and Divorces Registration Act, 1935.

Preamble

Whereas it is expedient to repeal the Assam Moslem Marriages and Divorces Registration Act, 1935;

Assam Act
IX of 1935

It is hereby enacted in the Seventy- fifth year of Republic of India as follows :-

Short title and
commencement

1. (1) This Act may be called the Assam Repealing Act, 2024.
- (2) It extends to the whole of Assam.
- (3) It shall come into force at once.

Repeal and
Savings

2. (1) The Assam Moslem Marriages and Divorces Registration Act, 1935 and the Assam repealing Ordinance 2024 are hereby repealed.
- (2) Notwithstanding such repeal of the Act and the Ordinance as mentioned in sub-section (1) above, anything done or any action taken under the Act and the Ordinance, so repealed, shall be deemed to have been validly done or taken under the provisions of the Act and Ordinance, so repealed.

Assam Act
IX of 1935
Assam
Ordinance
No. IV of
2024

STATEMENT OF OBJECT AND REASONS

The Object of the proposal :- "Replacement bill for the Assam Repealing Ordinance, 2024 for Repeal of Assam Muslim Marriages And Divorces Registration Act, 1935 and Assam Muslim Marriages And Divorces Registration Rules, 1935".

Reasons are as follows:-

1. It is a pre- independence Act adopted by British India Government for the then Province of Assam for Muslim religious and social arrangements.
2. The registration of marriages and divorces is not mandatory and the machinery of registration is informal leaving lot of scope of non compliance of extant norms.
3. There remains a scope of registering marriages of intended person below 21 years (in case of male) and 18 years(in case of female) and hardly any monitoring made for implementation of this act throughout the state which attracts and invite huge amount of litigation in the criminal/ civil court.
4. There is a scope of misuse by both authorized licensee (Muslim marriage Registrars) as well as by citizens for under age/minor marriages and forcefully arranged marriages without the consent of the parties.

JOGEN MOHAN,

Minister,
Revenue & D. M. Department,
Assam, Dispur.

D. PEGU,

Secretary,
Assam Legislative Assembly.

FINANCIAL MEMORANDUM

The Bill will not require any expenditure from the consolidated Fund of the State once it comes into force.

JOGEN MOHAN,
Minister,
Revenue & D. M. Department,
Assam, Dispur.

MEMORANDUM OF DELEGATE LEGISLATION

There is no delegation of legislative powers
proposed in the Bill.

JOGEN MOHAN,
Minister,
Revenue & D. M. Department,
Assam, Dispur.

THE ASSAM URBAN WATER BODIES (RESERVATION AND CONSERVATION) BILL, 2024

A

BILL

to provide for preservation, protection, rejuvenation, conservation, regulation, maintenance and effective utilization of water bodies falling within the notified Master Plan areas of Assam and to develop the water bodies into natural water reservoir and convert into eco-tourism recreation center and sustainable fisheries to suit the ecological balance and to protect the water bodies from the encroachers and damages within the jurisdiction of the notified Master Plan area.

Preamble

Whereas it is expedient to provide for preservation, protection, rejuvenation, conservation, regulation, maintenance and effective utilization of water bodies falling within the notified Master Plan area and to develop the water bodies into natural water reservoir and convert into eco-tourism recreation center and sustainable fisheries to suit the ecological balance within the jurisdiction of the notified Master Plan area to protect the water bodies from the encroachers and damages and the matters connected therewith or incidental thereto,

It is hereby enacted the Seventy-fifth year of the Republic of India, as follows:-

Short title, extent and commencement

1. (1) This Act may be called the Assam Urban Water bodies (Preservation and Conservation) Act, 2024.
- (2) It shall extend to all notified Master Plan areas except for areas under Autonomous Districts, provided that if any District Council desires that all or any of the provisions of this Act shall apply to the Autonomous District concerned, a notification may be issued to that effect and this Act shall then extend to that Autonomous District subject to such exceptions or modifications as may be specified in the notification.
- (3) It shall come into force at once.

Definitions

2. In this Act, unless the context otherwise requires,
 - (a) "Government" means the State Government of Assam;
 - (b) "Master Plan" means Master Plan notified under the provisions of the Assam Town and Country Planning Act, 1959 from time to time;
 - (c) "Structure" means anything that is built or constructed whole or part, with a fixed location on ground or ground below water surface;
 - (d) "Waterbody" means the area or areas of land where the rain water accumulates and act as natural or storm water reservoir and wetlands, all natural water channels (that are inflow or out flow channels into or from the waterbody), all waterbodies or

ponds or tanks including those belonging to religious institutions, irrespective of its size, but shall not include ;

- (i) all the private water bodies having an area less than 2 acres;
- (ii) waterbodies located in an area notified as reserved forest or an area such as Wildlife Sanctuary or National Park;
- (iii) all ponds and tanks under Government Fish Farms under Fishery Department;

Maintenance and preservation of waterbodies

3. Notwithstanding anything contained in any law for the time being in force, every person holding any waterbody in the state shall maintain and preserve such land containing the waterbodies in such a manner that its area is not diminished and character is not changed or it is not converted for any purpose other than the purpose for which it was settled or previously held except with previous approval of State Level Committee.

Constitution of District Level Committee

4. The District Level Committee shall consist of the following members, namely:-

- | | | |
|-------|---|------------------|
| (i) | District Commissioner of the District and Chief Executive Officer, Guwahati Metropolitan Development Authority (GMDA) in respect of Guwahati Metropolitan Development Authority (GMDA) area | Chairman |
| (ii) | Deputy Director or Assistant Director, Town and Country Planning | Member Secretary |
| (iii) | District Level heads of - | |
| | (a) Department of Forest | Member |
| | (b) Department of Soil Conservation | Member |
| | (c) Department of Water Resource | Member |
| | (d) Department of Agriculture | Member |
| | (e) Department of Fisheries | Member |
| | (f) Department of Tourism | Member |
| | (g) Department of Soil Conservation | Member |
| | (h) Department of Irrigation | Member |
| | (i) Circle Officer concerned | Member |
| | (j) Executive Officer, ULBs | Member |
| | (k) Secretary, Gaon Panchayats | Member |
| | (l) Chairperson, Development Authority | Member |
| | (m) Two local public representatives/ experts | Member |

Functions of
District Level
Committee

5. (1) The District Level Committee shall prepare a Schedule of waterbodies within the Master Plan area within three months from the date of commencement of this Act,
- (2) In preparing the Schedule the District level committee shall ,-
- (i) utilize available resources like Bhuvan Geo Platform developed by Indian Space Research Organisation and Water Body Census Report published by Ministry of Jalshakti, Government of India;
 - (ii) Consult the Circle Office, District Forest Office, and other concerned Local Authorities with names of the Water Body, dag nos., area covered, revenue circle etc.;
- (3) prepare and execute plan for protection, preservation, development of the water bodies;
- (4) ensure no construction zone within a buffer around the Water Bodies as prescribed in the Notified Master Plan and Assam Unified Building Construction (Regulation) Bye law, 2022;
- (5) any other function as may be directed by Government.

Procedure of
preparation of
Schedule

6. (i) The District Level Committee shall prepare the Schedule of waterbodies within the Master Plan Area in consultation with all the relevant district level offices.
- (ii) The District Level Committee shall forward the draft Schedule of waterbodies to the State Government.
- (iii) State Government on receipt the Schedule of Water Bodies published the same in the manner as may be prescribed inviting objections, suggestions and representations, if any, to be submitted before the Deputy Director or Assistant Director of Town and Country Planning within a period of not more than one month.
- (iv) After considering all objections, suggestions and representations that may have been received, from Deputy Director or Assistant Director of Town and Country Planning, the District Level Committee shall finalize the Schedule of the waterbodies and shall submit the same to the State Government for placing it before the State Level Committee.
- (v) The State Level Committee after considering the draft Schedule shall give approval to the Schedule and thereafter the State Government shall publish the Schedule in the Official Gazette.

Constitution
of State Level
Committee

7. The State Level Committee shall be constituted with the following members, namely :-

(i)	Minister-in-Charge, Department of Housing and Urban Affairs	Chairman
(ii)	Senior most Secretary, Department of Housing and Urban Affairs	Vice Chairman
(iii)	Senior most Secretary or his nominee, Water Resource Department or his nominee	Member
(iv)	Senior most Secretary or his nominee, Panchayat & Rural Development Department	Member
(v)	Senior most Secretary or his nominee, Finance Department	Member
(vi)	Senior most Secretary or his nominee, Revenue and Disaster Management Department	Member
(vii)	Senior most Secretary or his nominee, Environment and Forest Department	Member
(viii)	Chief Executive Officer, Guwahati Metropolitan Development Authority	Member
(ix)	Commissioner, Guwahati Municipal Corporation	Member
(x)	Senior most Secretary or his nominee, Science and Technology Department	Member
(xi)	Director, North East Space Application Center	Member
(xii)	Three subject matter experts to be co-opted	Member
(xiii)	Director, Town and Country Planning	Member Secretary

Functions of
the State level
Committee

8. The functions of the State Level Committee shall be the following, namely :-
- (i) to examine and finalize the Schedule of Water Bodies submitted by the District Level Authority;
 - (ii) to take measures or make an order to stop, prevent any unauthorized development project in, or unauthorized use of or on unauthorized act on the water bodies;
 - (iii) to direct to take necessary steps for regulation, control protection, cleaning, beautification, conservation, reclamation, regeneration, restoration and construction of the water bodies;

- (iv) to approve projects and schemes for preservation, protection, restoration, rejuvenation, conservation, regulation and maintenance of water bodies falling within the notified Master Plan areas;
 - (v) to advise on the water bodies for ascertaining its suitability for appropriate uses;
 - (vi) to call for relevant records and documents and information from any Department, organisation or local body for any purpose of this Act;
 - (vii) to direct the District Committee
 - (a) to carry out detailed survey and prepare integrated plan for development of water bodies and to remove encroachment;
 - (b) to make environmental impact assessment;
 - (c) to develop infrastructure such as pumping machinery, channels etc. for utilization of water bodies;
 - (viii) any other act as the Committee considers necessary, conducive or incidental directly or indirectly to achieve the purpose of the Act.
- Directions by the State Government
9. The District Level Committee and State Level Committee shall be guided, in performance of their functions by such directions as may be given from time to time by the State Government :
- Provided that, no such directions shall be inconsistent with any provision of this Act.
- Power to include any area in or enlarge any area of water bodies
10. (1) The State Government may if it is of opinion that it necessary or expedient in the public interest so to do, by notification include any area in or enlarge any area of water bodies within the Master Plan Area and thereupon Schedule shall be deemed to have been amended accordingly.
- (2) Every notification issued under sub-section (1) above shall, as soon as may be after it is issued, be laid before the State Legislature.
- Meetings of District Level Committee and State Level Committee
11. (1) The District Level Committee and State Level Committee shall meet once at least in three months. The presence of two-third majority shall be required to form the quorum.
- (2) All orders and decision of the Committees shall be authenticated by the Chairperson or by such other person as shall be authorised in this behalf by the Chairperson.

- | | | |
|---|-----|---|
| Declaration and Notification of waterbodies | 12. | Notwithstanding anything contained in any other laws enacted by the State Legislature which are for the time being in force, <ul style="list-style-type: none"> (i) the areas of land as specified in the Schedules I, II, III, IV, V and VI of this Act shall be the water bodies in respect of the Guwahati Master Plan area; (ii) the Schedule of waterbodies prepared by the District Level Authority and recommended by the State Level Committee after due consideration of the same as per section 6 shall be notified as waterbody as defined under clause (d) of section 2 of this Act. |
| Dissemination of the detail of Water Bodies | 13. | <ul style="list-style-type: none"> (1) State Government shall host and maintain a GIS based public Web Portal wherein all the details of the notified Water Bodies shall be uploaded from time to time for wide publication and dissemination. (2) The Web Portal shall be so designed to provide detailed information of the schemes or projects to be undertaken or proposed in the waterbody to enable active community participation and citizens' engagement; |
| Prohibition of allotment of land identified as water bodies | 14. | The Government shall not allot or initiate any action for allotment of any land identified as waterbody to any person or Government or Private institutions without prior approval from the State Level Committee constituted under section 7 of this Act. |
| Prohibitions in the Use of Land | 15. | <p>No person after the commencement of this Act shall , -</p> <ul style="list-style-type: none"> (i) undertake any activities including filling up of water bodies which may cause physical or biological or chemical damage or reduce the size of the waterbodies or cause harm to its aquatic life; (ii) construct or erect any structure in the waterbodies either Concrete or RCC or Iron except nature based solutions; occupy any waterbody and or part thereof or cause any obstruction in the natural and normal course of inflow and outflow of water into or from the waterbody upstream or downstream without permission of Authority :
 <p style="margin-left: 40px;">Provided that Water Resource Department, State Government may construct sluice gate or flood control structures on such waterbodies.</p> (iii) dump or throw debris, waste materials or garbage into and around the waterbodies; (iv) do any other act which is detrimental directly or indirectly to the waterbodies; |
| Penalty | 16. | <ul style="list-style-type: none"> (1) Whoever fails to comply with or contravenes any of the provision of this Act or rules made thereunder shall be guilty of an offence which shall be punishable with |

- imprisonment for a term which may be extend up to three years or with fine which may extend up to one lakh rupees or with both;
- (2) In addition to the punishment given under sub-section (1), above the person shall have to restore the waterbody to its original status and shape;
- (3) A person who abets any of these offences as aforesaid shall be liable for the same punishment as provided for the offence;
- (4) The offences committed under this Act shall be treated as cognizable offence and non-bailable.
- Taking up Developmental Schemes** 17. The Deputy Director or Assistant Director of concerned District Office of Town and Country Planning or any other Authority, in consultation with District Commissioner and with prior approval of the Government, may take up project or scheme for better management, preservation and conservation of such water bodies which are so declared under the provisions of this Act.
- Budget and Funding** 18. (1) A separate Budget provision shall be made by the State Government for implementation of the schemes and projects identified under the provisions of this Act on recommendation of the State Level Committee.
- (2) The District Committee while implementing the schemes and projects shall with prior approval from Government;
- (i) receive grants, donations and contributions from private entity;
- (ii) receive Corporate Social Responsibility Fund from private and public sector organisations.
- Protection of Action taken in good faith** 19. (i) No suit, prosecution or other legal proceedings shall lie against any officials of the Committee or Government for anything in good faith done or intended to be done in pursuance of this Act;
- (ii) No suit or legal proceeding shall lie against the Government or any damage or injury caused or likely to be caused to any owner or person in pursuance of this Act, which is done or intended to be done in good faith.
- Power to make rules** 20. The Government may, by notification in the Official Gazette, make rules for carrying out the purposes of the Act;
- Power to remove difficulties** 21. If any difficulty arises in giving effect to the provisions of this Act, the Government may, by notification in the official Gazette, make such provisions, not inconsistent with the provisions of this Act, as appear to it to be necessary or expedient for removing the difficulty;
- Overriding effect.** 22. Notwithstanding anything contained in the Assam Hill Land and Ecological Sites (Protection and Management) Act, 2006, or any other Acts enacted by the State Legislature for the time being in

Repeal and saving	23.	(1) The Guwahati Water Bodies (Preservation and Conservation) Act, 2008 is hereby repealed.	Assam Act No XX of 2008
		(2) Notwithstanding such repeal, anything done or any action taken under the said Act shall be deemed to have been validly done or taken under the corresponding provisions of this Act.	

D. PEGU,
Secretary,
Assam Legislative Assembly.

Schedules of waterbodies**Guwahati Master Plan area****Schedule-I**
(SARUSALA BEEL)**Schedule of land:-**

District:	Kamrup (Metropolitan) District,
Mouza:	Guwahati
Revenue Village:	Sahar Guwahati Part-II
All land of dag numbers	771, 795, 796, 771/2000, 771/1999, 771/1971, 771/1972 and 771/1988.
Bounded By-	
North-dag Numbers-	779, 789, 1064, 1065, 1062, 791, 792, 793, 797 and 794.
South- dag numbers-	591, 1058, 1781 and 59
East-dag numbers-	1012, 1014, 1018, 1051, 1019, 1754, 1753, 1021, 1024, 1025, 1031, 1033, 1034, 1035, 1036, 1037, 1923, 1038, 1039, 1040, 1041, 1906, 1043, 1044, 1045, 1046, 1047, 1048, 1049, 1050, 1051, 1052, 1053, 1078, 1055, 1056 and 1057
West-dag numbers-	778, 772, 2003, 2007, 2008, 2014, 770, 768, 767, 766, 1736, 763, 686, 685, 684, 1933, 681, 680, 679, 678, 632, 631, 1718, 630, 629, 2039, 628, 619, 618, 617, 611, 610, 609, 608, 607, 606, 605, 604, 602, 600, 2074, 598, 1986, 597, 596 and 594.

Schedule-II
(BORSOLA BEEL)**Schedule of land:-**

District:	Kamrup (Metropolitan) District,
Mouza:	Guwahati.
Revenue Village:	Sahar Guwahati –II
All land of dag numbers:	1312, 1312/2003, 1312/1992, 1644, 1312/2001 and 1312/2002.
Bounded By-	
North-dag Numbers-	1302, 1303, 1304, 1305, 1306, 1307, 1308, 1309, 1310 and 1311
South- dag numbers-	1663 and Bilpar Road.
East-dag numbers-	Nepali Mandir and 1313, 1314, 1800, 1934, 1324, 1325, 1335, 1336, 1338, 1351, 352 (Road), 1353 (Road), 1359 (Road) and 1642 (Road).
West-dag numbers-	1083 (Road).

Schedule-III
(SILSAKO BEEL)

Schedule of land:-

District:	Kamrup (Metropolitan) District,
Mouza:	Beltola.
(A).	
Revenue Village:	Hengarabari
All land of dag numbers:	530 (original), 531 (original), 532 (original), 533(original) 836 (original), 489 (original) and 602(original) and proposed Guwahati Resettlement Operation dag numbers 1042, 1047, 1048, 1049, 1050,1043, 1046, 1082, 1085, 1086, 1093, 1108, 1112, 949,954,1040, 1041, 1038, 1053, 1056, 1054, 1039, 1011, 1012,1070, 1084, 990, 991, 1074, 1087, 1088, 960, 1065, 1071, 1006, 1099, 1031, 986 and 989.
Bounded By-	
North-dag Numbers-	Dag No.15, 85 of Satgaon village, 405, 400, and 483 of village no.1 Madghoria village.
East-dag numbers-	691, 692, 693, 694, 698(Part), 728(Part), 730(Part), 571, 752, 753, 760, 761, 759, 695, 642, 603, 538, 534 and 535 of Hengarabari village.
South- dag numbers-	765, 766, 767, 768, 769 (Part), 446, 448, 449 and 451 of Hengarabari Village.
West-dag numbers-	529, 524, 526, 519, 518, 514, 513, 501, 500, 495, 849, 490,488, 371, 372, 373, 376, 378, 379, 380, 385, 386, 398, 390, 391, 398, 399, 401, 404, 406 and 408 of Hengarabari village.
(B).	
Revenue Village:	Satgaon
All land of dag numbers:	15 (original), 925(original), 873(original), 874 (original), 17(original), 84(original) and 939(original).
Bounded By-	
North-dag Numbers-	4 and 5 of Satgaon Village.
East-dag numbers-	14,16, 19, 18, 83, and 85 of Satgaon village.
South- dag numbers-	532, 533 of Hengarabari village.
West-dag numbers-	405, 484, 401, 404, 498, 403, 478 and 390 of Number 1Madghoria village.
(C).	
Revenue Village:	No. 1 Madghoria
All land dag numbers:	387, 389, 390, 396, 397, 398. 399, 400, 401, 402, 403,404, 405, 406, 483, 484, 478, 499, 498, 474, 475, 485 and 486.

Bounded By-	
North-	PWD Road.
East-dag numbers-	15 of Satgaon village.
South- dag numbers-	533 and 836 of Hengarabari village.
West-	Part of Oil India Pipe line and dag Nos. 487, 434, 380, 379, 347, 345, 314, 311, 294, 292 and 488 of No. 1 Madghoria village.

Schedule-IV
(NEAR DEEPOR BEEL)

Schedule of land:-

District:	Kamrup (Metropolitan) District,
Mouza:	Ramcharani
(A.)	
Revenue Village:	Mikirpara Chakardoi,
All land of dag numbers:	678, 194, 699, 1156, 991, 992, 1325, 1351, 215, 725, 726, 727, 728, 729, 730, 1246, 1340, 100, 700 and 193.
(B.)	
Revenue Village:	Dharapur.
All land of dag numbers:	947.
(A.) and (B.) Bounded By-	
North-dag Numbers-	978, 768, 967, 966, 946, 945, 942 and 941 of Dharapur Village, 55, 62, 43, 67, 66, 70, 71, 136, 167, 172, 192, 191, 190, 189, 188, 701, 702, 715, 716, 719, 720, 724 of Mikirpara Chakardoi Village and boundary of Dakhin Jalukbari and Tetelia village
East- dag numbers-	1676, 112, 109, 107, 106, 103, 196, 724, 688, 687, 686, 684, 665, 655, 664, 653, 652, 648, 645, 644, 1291 and 693 of Mikirpara Chakardoi village.
South-dag numbers-	197, 198, 199, 200, 201, 202, 203, 204, 205, 693, 1142, 1145, 1141, 1109, 1108, 1107, 1105, 1026, 1024, 1023, 1017, 1016, 1015, 1014, 1164, 1229, 1242, 1286, 1289, 1209, 949, 1221, 948, 1222, 947, 946, 944, 939, 765, 964, 1218, 1219, 952, 751, 750, 749, 748, 747, 746, 745, 744, 743, 742, 732, 731, 692, 690, 689, 672, 673, 671, 666, 533, 532, 515, 1246, 1186, 1303, 1302, 1301, 1300, 1299, 1298, 1297, 1296, 1294, 1293, 1239, 483, 482, 480, 479, 478, 477, 476, 475, 474, 473, 472, 471, 470, 341, 340, 339, 236, 5, 7, 1172, 13, 14, 44, 47, 48, 49, 50, 51, 52, 53, 54, 64, 65, 68, 1333, 693, 694, 695, 696, 697 and 698 of Mikirpara Chakardoi village, Rani reserve forest and part of railway line.

West-dag numbers-

978, 983, 765, 979 of village Dharapur, 7, 55, 32, 42, 70, 71, 72, 73, 74, 75, 76, 64, 66, 90, 99, 221, 220, 217, 216, 231, 227, 236, 341, 342, 1240, 345, 346, 350, 1324, 1316, 1318, 1290, 466, 381, 698, 1286, 990, 1209, 1289, 765 and 939 of Mikirpara Chakardoi village.

(C.)

Mouza:

Jalukbari

Revenue Village:

Dakhin Jalukbari.

All land of dag Numbers-

121, 168, 169, 170, 171, 172, 173, 174, 175, 176, 178, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 210, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330 and 107, 209, 211, 212, 233, 255 and 167.

Bounded By-

North-dag Numbers-

165, 164, 163, 162, 161, 160, 159, 158, 157, 154, 153, 130, 129, 127, 126, 125, 124, 134, 137, 67, 66, 65, 64, 57, 333, 5, 6, 7, 8, 9, 80, 81, 82, 84, 85, 115, 114, 116, 117, 118, 113, 119, 120, 111, 110, 158, 106, 104, 103, 90, 92, 93, 94, 95, 88, 54, 52, 47, 97, 101, 100, 99, 98, 40, 39, 38, 37, 36, 35, 34, 33, 32, 29, 20, 41, 42, 43, 55, 18, 19, 86, 56, 122, 123, 133, 149, 135, 159, 75 and 76 of Dakhin Jalukbari village.

East-

Boundary of Tetelia revenue village.

South-

Deepor Beel.

West-

Boundary of Pachim Jalukbari village.

SCHEDULE-V
(BONDAJAN)

Schedule of land:

District:	Kamrup (Metropolitan) District.
Mouza:	Beltola.
(A.)	
Revenue Village:	Birkuchi.
All land of dag numbers:	37, 111, 1, 313, 111/314, 33 and 173.
(B.)	
Revenue Village:	Mathgharia
All land of dag numbers:	182,183
(A.) and (B.) Bounded By-	
North-	Bondajan
South-	Oil India
East-	Assam Carbon
West-	Housing Colony

SCHEDULE-VI
(BONDAJAN)

Schedule of land:

District:	Kamrup (Metropolitan) District.
Mouza:	Beltola.
(A.)	
Revenue Village:	Bonda
All land of dag numbers:	253/411, 252, 253 and 168
(A.) Bounded By-	
North-	PWD Road
South- dag numbers :	289 and 290 of Birkuchi Village
East- dag numbers :	240, 255, 254 and 288
West-	patta land of Marias Public School and Village Matghariaa.

STATEMENT OF OBJECTS AND REASONS

As per 2011 census, level of urbanization in Assam is 14% and it is envisaged that with the growth in infrastructure sector in urban areas of Assam, the level of urbanization will increase in a phenomenal way in coming decades. There are multiple impacts of urbanization and one of the major impacts is transformation of habitat from natural to man made. As city grows, in order to make room for development, along with vacant land available, hills and water bodies are also put into use. This has led to unabated encroachment on the hills and filling up the low lying areas and water bodies to make these suitable for human habitation.

Apart from local flora and fauna and maintaining its own ecosystem, these low lying areas and water bodies play a very important role in the drainage system of an area acting as retention tanks, storing excess rain water and thereby mitigating flashfloods in the locality. Apart from acting as reservoir of water for human and other uses, these Water Bodies also have a very big role in replenishing the ground water reservoir which is depleting fast due to the urbanization process.

When the water bodies are filled up due to rapid urbanization, their water retention capacity decreases drastically which disturbs the whole natural drainage system. During a heavy downpour, it gives rise to flash flood in urban areas. Presently this has become a very common scenario in the towns and cities of Assam, during the rainy season in particular, inundating and damaging public property at large and disrupting daily life.

This has necessitated the promulgation of a new Act to protect, conserve and preserve the water bodies specially in the Master Plan areas of Assam in order to mitigate the problem of flash floods in the urban areas. Hence, the Assam Urban Water Bodies (Preservation and Conservation) Bill, 2024.

ASHOK SINGHAL,

Minister,
Department of Housing and
Urban Affairs, Assam.

FINANCIAL MEMORANDUM

It is proposed to dovetail the Central/ State Government funds and Grants of ULBs for implementation of the Scheme. However, for the initial survey a sum of Rs.10.00 Lakhs per district is proposed to be placed at the disposal of the district level Committee. Therefore, considering 31 districts, the financial implication at State level initially shall be (31x Rs.10.00 Lakhs) =Rs. 3.10 Crore (Three Crores Ten Lakhs).

ASHOK SINGHAL,
Minister,
Department of Housing and
Urban Affairs, Assam.

MEMORANDUM OF DELEGATED LEGISLATION

The Assam Urban Water Bodies (Preservation and Conservation) Bill, 2024 provides rule making powers to the Government under Section 20 for carrying out its purposes.

ASHOK SINGHAL,
Minister,
Department of Housing and
Urban Affairs, Assam.